
The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



THURSDAY, JANUARY 7, 2021.

[2]

JOURNAL OF THE HOUSE.

Thursday, January 7, 2021.

Met at a quarter before twelve o'clock noon, in an Informal Session, with Mr. Garballey of Arlington 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. Garballey), the members, guests and employees joined with him in reciting the pledge of allegiance to the flag.

Pledge of
allegiance.

Paper from the Senate.

An order, having been adopted by the Senate, was considered forthwith; and it was adopted, in concurrence, as follows:

Ordered, That a joint committee to consist of a member of the Senate and a member of the House of Representatives be appointed for the purpose of canvassing the votes for Councillors in the several districts.

Committee
to canvas
votes for
Councillors.

The order then was adopted, in concurrence.

A committee of the Senate consisting of Senator Tarr was joined by a committee of the House appointed by the Chair (Mr. Garballey) consisting of Representative Wong of Saugus.

Subsequently a report of said committee, having been noted in the Journal of the Senate, was read for the information of the House; and, under suspension of the rules, on motion of Mr. Wong, it was considered forthwith; and it was accepted. The order then was returned to the Senate to be placed on file.

Recess.

The Speaker being in the Chair,—

At five minutes past twelve o'clock noon, the Speaker declared a recess, subject to the call of the Chair, for the purpose of conducting the joint session.

Recess.

Pursuant to assignment, at six minutes past twelve o'clock noon, the two branches met in

Joint
Session.

CONVENTION

in the Chamber of the House of Representatives, for the purpose of administering the oath of office to the several Councillors-elect, and were called to order by the Honorable Karen E. Spilka, President of the Senate.

The President, the Speaker, members and employees then recited the pledge of allegiance to the flag.

Pledge of
allegiance.

At seven minutes past twelve o'clock noon, the Governor, Lieutenant- Governor, and the Councillors-elect entered the Chamber, under the escort of the Sergeant-at-Arms.

Governor,
Lt. Governor and
Councillors-elect
arrive.

His Excellency the Governor briefly addressed the Joint Session.

Her Honor the Lieutenant-Governor briefly addressed the Joint Session.

Before the President of the Senate, and in the presence of the two Houses of Assembly, the oaths and affirmations of office were then administered to, and subscribed by Joseph C. Ferreira of Somerset, Robert L. Jubinville of Milton, Marilyn M. Petitto-Devaney of Watertown, Christopher A. Iannella, Jr., of Boston, Eileen R. Duff of Gloucester, Terrence W. Kennedy of Lynnfield and Paul A. DePalo of Worcester, as Councillors, at seventeen minutes past twelve o'clock noon.

Executive
Councillors,—
oath of office.

His Excellency the Governor and Her Honor the Lieutenant Governor, and the Honorable Executive Council then withdrew from the Joint Session, under the escort of the Sergeant-at-Arms.

Withdrawal
from Chamber.

On motion of Mr. Tarr, at eighteen minutes past twelve o'clock noon, the Convention of the Two Branches was dissolved; and the Senate withdrew from the Joint Session, under the escort of the Sergeant-at-Arms.

At twenty minutes past twelve o'clock noon, the House was called to order with Mr. Garballey of Medford in the Chair.

Called to
order.

Orders.

On motion of Mr. Wong of Saugus,—

Ordered, That the Secretary of the Commonwealth give notice to His Excellency the Governor that Joseph C. Ferreira of Somerset, Robert L. Jubinville of Milton, Marilyn M. Petitto-Devaney of Watertown, Christopher A. Iannella, Jr., of Boston, Eileen R. Duff of Gloucester, Terrence W. Kennedy of Lynnfield and Paul A. DePalo of Worcester have been duly elected and qualified as Councillors to advise him in the Executive part of the government.

Governor
notified of
Councillors'
qualification.

On motion of Mr. Mariano of Quincy,—

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

Next sitting.

At twenty-eight minutes past twelve o'clock noon, on motion of Mr. Wong of Saugus (Mr. Garballey of Arlington being in the Chair), the House adjourned, to meet the following Monday at eleven o'clock A.M., in an Informal Session.

The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



MONDAY, JANUARY 11, 2021.

[3]

JOURNAL OF THE HOUSE.

Monday, January 11, 2021.

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.

Order.

On motion of Mr. Mariano of Quincy,—

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

Next
sitting.

At two 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 Thursday at eleven o'clock A.M., in an Informal Session.

The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



MONDAY, JUNE 21, 2021.

[58]

JOURNAL OF THE HOUSE.

Monday, June 21, 2021.

Met according to adjournment at eleven o'clock A.M., in an Informal Session, with Mr. Garballey of Arlington 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. Garballey), the members and employees joined with him in reciting the pledge of allegiance to the flag.

Pledge of
allegiance.

Message from the Governor — Bill Returned with Recommendation of Amendment.

A message from His Excellency the Governor returning with recommendation of amendment the engrossed Bill relative to transferring federal funds to the federal Covid-19 response fund [see House, No. 3827, amended] (for message, see House, No. 3902), was filed in the office of the Clerk on Thursday, June 17.

Covid-19,—
response fund.

The message was read; and, under the provisions of Article LVI of the Amendments to the Constitution, the bill was thereupon “before the General Court and subject to amendment and re-enactment”.

Pending the question on adoption of the amendment recommended by His Excellency, the bill was referred, on motion of Ms. Garlick of Needham, to the committee on Bills in the Third Reading.

Resolutions.

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

Resolutions (filed by Representatives Cronin of Easton and Doherty of Taunton) congratulating Matthew J. Merkle on his elevation to the rank of Eagle Scout;

Matthew
Merkle.

Resolutions (filed by Ms. Hogan of Stow) recognizing Colonel Martha M. Monroe for her contributions to the United States Air Force and Massachusetts' Hanscom Air Force Base;

Martha
Monroe.

Resolutions (filed by Mr. Arciero of Westford) congratulating Kathryn Flannery on the occasion of her retirement after a thirty-seven year career protecting Massachusetts workers;

Kathryn
Flannery.

Resolutions (filed by Mr. Arciero of Westford) congratulating Susan Hanly on her receiving the Massachusetts Commission on the Status of Women's Unsung Heroine Award;

Susan
Hanly.

Resolutions (filed by Mr. Linsky of Natick) honoring John Francis Herring on his thirty two years of dedicated service to public safety in the Commonwealth;

John
Herring.

Resolutions (filed by Mr. Roy of Franklin) honoring Daniel Edward Halloran on receiving the Eagle Award of the Boy Scouts of America;

Daniel
Halloran.

Resolutions (filed by Mr. Roy of Franklin) congratulating Justin Tyler Winiker on receiving the Eagle Award of the Boy Scouts of America; and

Justin
Winiker.

Resolutions (filed by Mr. Soter of Bellingham) recognizing the seventy-sixth anniversary of the opening of the Uxbridge VFW Post 1385;

Uxbridge
VFW Post.

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

*Report of the Committee on
Consumer Protection and Professional Licensure on
Executive Reorganization Plan No. 1 of 2021.*

By Mr. Chan of Quincy, for the committee on Consumer Protection and Professional Licensure, on Reorganization Plan No. 1 of 2021 (submitted by the Governor under the provisions of Article LXXVII of the Amendments of the Constitution) reorganizing certain licensing agencies of the Executive Department (House, No. 3774) [For majority report, see Senate, No. 2476], — reported, in accordance with a provision of Joint Rule 23A, recommending that said Reorganization Plan Number 1 “ought to be approved”.

Reorganization
Plan No. 1,—
Executive
Department
agencies.

Placed in the Orders of the Day for the next sitting, the question being “Shall this reorganization plan be approved?”.

Petitions.

Petitions severally were presented and referred as follows:

By Mrs. Lipper-Garabedian of Melrose, a petition (subject to Joint Rule 12) of Kate Lipper-Garabedian for legislation to establish a sick leave bank for Christina Ruccio, an employee of the Suffolk County Sheriff’s Department.

Christina
Ruccio,—
sick leave.

By Representative O’Day of West Boylston and Senator Chandler, a joint petition (subject to Joint Rule 12) of James J. O’Day and Harriette L. Chandler for legislation to establish a sick leave bank for Julie DeRosa, an employee of the Department of Mental Health.

Julie
DeRosa,—
sick leave.

By Ms. Peisch of Wellesley (by request), a petition (subject to Joint Rule 12) of Peter Hill relative to child-centered family law.

Family law.

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

Paper from the Senate.

A Bill authorizing the city of Gloucester to appoint retired police officers as special police officers (Senate, No. 2479) (on Senate bill, No. 34), passed to be engrossed by the Senate, was read; and it was referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Gloucester,—
special police.

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 Angelo J. Puppolo, Jr., relative to extending rebates for electric and zero emission vehicles. To the committee on Telecommunications, Utilities and Energy.

Vehicles,—
zero
emissions.

Petition (accompanied by bill) of Susan Grebber relative to the transportation of certain animals. To the committee on Transportation.

Animals,—
transporting.

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

Mr. Michlewitz of Boston, for the committee on Ways and Means, reported that the Bill financing improvements to municipal roads and bridges (House, No. 3852), ought to pass with an amendment substituting therefor a bill with the same title (House, No. 3903) [General Obligation Bonds: \$275,000,000.00]. Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Municipal roads
and bridges.

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

Under suspension of Rule 7A, on motion of Ms. Garlick of Needham, the bill was read a second time forthwith. The amendment recommended by the committee on Ways and Means then was adopted; and the substituted bill was ordered to a third reading.

By Mr. Honan of Boston, for the committee on Steering, Policy and Scheduling, that the House Bill authorizing the city of Greenfield to lease a certain parcel of land (House, No. 2189, changed) [Local Approval Received], be scheduled for consideration by the House.

Greenfield,—
land.

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

By Mr. Honan of Boston, for the committee on Steering, Policy and Scheduling, that the House Bill amending the special act charter of the city of Northampton (House, No. 2202) [Local Approval Received], be scheduled for consideration by the House.

Northampton,—
charter.

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.

By Mr. Honan of Boston, for the committee on Steering, Policy and Scheduling, that the House Bill establishing a sick leave bank for Bruce Young, an employee of the Worcester county sheriff's office (House, No. 3875), be scheduled for consideration by the House.

Bruce
Young,—
sick leave.

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

By Mr. Gordon of Bedford, for the committee on Public Service, on a joint petition, a Bill relative to the appointment of retired police officers as special police officers in the town of Arlington (House, No. 3754) [Local Approval Received].

Arlington,—
police.

By the same member, for the same committee, on a joint petition, a Bill authorizing Justin Brown to take the civil service examination for the position of firefighter in the town of Arlington (House, No. 3755) [Local Approval Received].

Arlington,—
Justin
Brown.

By the same member, for the same committee, on a joint petition, a Bill exempting the positions of police chief and police captain in the city of Leominster from the civil service law (House, No. 3756) [Local Approval Received].

Leominster,—
civil service.

By the same member, for the same committee, on a joint petition, a Bill relative to the fire department of the town of Lancaster (House, No. 3760) [Local Approval Received].

Lancaster,—
Maurice
Bateman.

By the same member, for the same committee, on a joint petition, a Bill relative to the deputy fire chief of the town of Lancaster (House, No. 3761) [Local Approval Received].

Lancaster,—
Kevin Lamb.

By the same member, for the same committee, on a joint petition, a Bill authorizing special police officers in the town of Natick to serve until the age of 70 (House, No. 3762) [Local Approval Received].

Natick,—
special
police.

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

Order.

On motion of Mr. Mariano of Quincy,—

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

Next
sitting.

At nineteen minutes after eleven o'clock A.M., on motion of Mr. Hill of Ipswich (Mr. Garballey of Arlington being in the Chair), the House adjourned, to meet the following day at eleven o'clock A.M.

The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



TUESDAY, JANUARY 19, 2021.

[5]

JOURNAL OF THE HOUSE.

Tuesday, January 19, 2021.

Met according to adjournment at eleven o'clock A.M., in an Informal Session, with Mr. Garballey of Arlington 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. Garballey), the members and employees joined with him in reciting the pledge of allegiance to the flag.

Pledge of
allegiance.

Order.

On motion of Mr. Mariano of Quincy,—

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

Next
sitting.

At one minute after eleven o'clock A.M., on motion of Mr. Wong of Saugus (Mr. Garballey of Arlington being in the Chair), the House adjourned, to meet the following Thursday at eleven o'clock A.M., in an Informal Session.

The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



THURSDAY, JANUARY 21, 2021.

[6]

JOURNAL OF THE HOUSE.

Thursday, January 21, 2021.

Met at seven minutes after eleven o'clock A.M., in an Informal Session, with Mr. Garballey of Arlington 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. Garballey), 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 Ms. Hogan of Stow, the members and employees stood in a moment of silent tribute in honor of the memory of Mr. Antonio Dias Chaves, a dear friend and remarkable public servant, who tragically passed away due to COVID-19 on December 31, 2020. Mr. Chaves' lifelong dedication to public service, and particularly the Portuguese community, made the town of Hudson, the Commonwealth, and the nation a better place.

Antonio
Dias Chaves.

Mr. Chaves immigrated to the United States from the Azores in 1967. He proudly served his country in the United States Army during the Vietnam War. In 1978, he became the first Portuguese-American elected to the Hudson Board of Selectmen and just the second elected Portuguese-American in all of Massachusetts. Mr. Chaves had a profound impact on the Portuguese community in Massachusetts. He helped thousands of people make a new life for themselves and their families in America as both an immigration consultant and with the Massachusetts Office of Refugees and Immigrants. He was the heart of the Hudson Portuguese Club where he served as president of the general assembly celebrating traditions, culture, and history.

Throughout his life, Mr. Chaves was honored with numerous recognitions and awards, most notably, the Portuguese Government awarded Mr. Chaves the Order of Merit and the title of "Comendador," one of the highest civilian honors bestowed by the Portuguese Government.

Mr. Chaves' legacy will live on through his loving family and all of those who had the honor of calling him a friend. Mr. Chaves leaves behind his wife of 41 years, Zelia and his son, Derek.

Message from the Governor.

A message from His Excellency the Governor recommending legislation relative to financing a program for improvements to the Unemployment Insurance Trust Fund and relief to employers in the Commonwealth (House, No. 55), was filed with the Clerk on Wednesday, January 13.

Unemployment
Insurance.

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

Appointment to a Special Joint Oversight Committee..

The Speaker announced that he had appointed Ms. Duffy of Holyoke to the special joint oversight committee established (under House order No. 4835 of the 191st General Court) to make an investigation and study of the Soldiers' Home in Holyoke COVID-19 outbreak, to fill an existing vacancy.

Holyoke
Soldiers' Home
COVID-19
outbreak
oversight
committee.

The membership on the part of the House of the special joint committee is as follows: Representatives Campbell of Methuen (Co-Chair), Wagner of Chicopee, Parisella of Beverly, Balser of Newton, Markey of Dartmouth, Finn of West Springfield, Arciero of Westford, Domb of Amherst, Duffy of Holyoke, Berthiaume of Spencer and DeCoste of Norwell.

Resolutions.

Resolutions (filed with the Clerk by Ms. Hogan of Stow) congratulating Stephen A. Weiner on the occasion of his retirement as Library Director at the Maynard Public Library, were referred under Rule 85, to the temporary committee on Rules.

Stephen
Weiner.

Mr. Galvin of Canton, for said committee, reported that the resolutions ought to be adopted. Under suspension of the rules, on motion of Mr. Tucker of Salem, the resolutions (having been certified by House Counsel to be correctly drawn) were considered forthwith; and they were adopted.

Paper from the Senate.

A Bill establishing a sick leave bank for Alexis Orloff, an employee of the Worcester County Sheriff's Office (Senate, No. 6) (on a petition), passed to be engrossed by the Senate, was read.

Alexis
Orloff,—
sick leave.

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

Emergency Measure.

The engrossed Bill establishing a sick leave bank for George Monfreda, an employee of the Department of Mental Health (see House, No. 54, 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.

George
Monfreda,—
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 4 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.

Order.

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

Next
sitting.

At twenty-one minutes before twelve o'clock noon, on motion of Mr. Hill of Ipswich (Mr. Garballey of Arlington being in the Chair), the House adjourned, to meet the following Monday at eleven o'clock A.M., in an Informal Session.

The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



MONDAY, JANUARY 25, 2021.

[7]

JOURNAL OF THE HOUSE.

Monday, January 25, 2021.

Met according to adjournment at eleven o'clock A.M., in an Informal Session, with Mr. Garballey of Arlington 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. Garballey), 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 Speaker Mariano of Quincy and Mr. Kushmerek of Fitchburg, the members and employees stood in a moment of silent prayer in respect to the memory of Carmella Rose Cantino (Kushmerek) who passed away at her home in January 2021 in Fitchburg, Massachusetts at the age of 68. Carmella was born on December 13, 1952 in Ayer, Massachusetts to John Cantino and Adair Shattuck. She graduated from Littleton High School in 1971.

Carmella Rose
Cantino
(Kushmerek).

She grew up on a farm in Littleton, working the fields before school and on the weekends. She enjoyed a successful modeling career in her early 20s, before meeting and marrying Albert Kushmerek with whom she gave birth to three boys.

Carmella loved to garden and was a fervent interior decorator. Carmella was a figure of extreme strength, having endured many hardships and struggles with mental health while always keeping her heart open to others in need. She encouraged her children to pursue their goals and enjoy life to its fullest.

Carmella was a passionate and caring mother and is survived by her children Derek Kushmerek of Alexandria, Virginia, David Kushmerek of Waite Park, Minnesota, and Michael Kushmerek of Fitchburg, daughter-in-law, Carissa Scottfenton Kushmerek, step-children, Kristina Sieckowski, Jonathan Kushmerek, Grandson, Julian Kushmerek, siblings John Cantino and Adair Poitras, her beloved cousin, Sandy DeSilvio Hinckley, and nieces and nephews, among them her kindred spirit, Jessica Poitras.

Message from the Governor.

A message from His Excellency the Governor recommending legislation relative to providing for the terms of certain bonds to be issued by the Commonwealth (House, No. 56), was filed in the office of the Clerk on Thursday, January 21.

Bonds.

The message was read; and it was referred, on motion of Mr. Wong of Saugus, with the accompanying draft of a bill, to the temporary committee on Ways and Means.

Resolutions.

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

Resolutions (filed by Ms. Balser of Newton and other members of the House) recognizing January 27, 2021 as International Holocaust Remembrance Day;

Holocaust remembrance.

Resolutions (filed by Mr. Biele of Boston) recognizing Edward Shifflett and Jean (Sullivan) Shifflett for their contributions to American veterans and addressing hunger and food needs;

Edward and Jean Shifflett.

Resolutions (filed by Ms. Giannino of Revere) congratulating Joann Giannino on the occasion of her eightieth birthday;

Joann Giannino.

Resolutions (filed by Representatives Harrington of Groton and Sena of Acton) congratulating the town of Ayer on the celebration of the one hundred fiftieth anniversary of its establishment;

Ayer,— anniversary.

Resolutions (filed by Ms. Hogan of Stow) congratulating Mary-Lee King on her retirement as Deputy Commissioner at the Department of Fish and Game;

Mary-Lee King.

Resolutions (filed by Mr. Stanley of Waltham) congratulating Mary Frances Caramanica on the occasion of her one hundredth birthday; and

Mary Frances Caramanica.

Resolutions (filed by Mr. Straus of Mattapoisett) honoring Dr. Robert Baldwin being named School Superintendent of the Year.

Robert Baldwin.

Mr. Galvin of Canton, for the temporary committee on Rules, reported, in each instance, that the resolutions ought to be adopted. Under suspension of the rules, in each instance, on motion Mr. Wong of Saugus, the resolutions (having been certified by the House Counsel to be correctly drawn) were considered forthwith; and they were adopted.

Paper from the Senate.

The following order was adopted, in concurrence:

Ordered, That a convention of the two Houses be held at eleven o'clock A.M., on Wednesday, January 27, for the purpose of administering the oath of office to Councillor-Elect Mary E. Hurley of East Longmeadow.

Joint convention.

Orders of the Day.

The Senate Bill establishing a sick leave bank for Alexis Orloff, an employee of the Worcester County Sheriff's Office (Senate, No. 6), having been certified by House Counsel to be correctly drawn, was read a third time; and it was passed to be engrossed, in concurrence.

Third reading bill.

Emergency Measure.

The engrossed Bill establishing a sick leave bank for Alexis Orloff, an employee of the Worcester County Sheriff's Office (see Senate, No. 6), having been certified by the Clerk to be rightly and truly prepared for final passage, was considered, the question being on adoption of the emergency preamble.

Alexis Orloff,— 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 3 to 0. Sent to the Senate for concurrence.

Subsequently, the Senate having concurred in the adoption of the emergency preamble, the bill (which originated in the Senate) was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

Order.

On motion of Mr. Mariano of Quincy,—

Ordered, That when the House adjourns today, it adjourn to meet on Wednesday next at a quarter before eleven o'clock A.M.

Next
sitting.

At sixteen minutes before twelve o'clock noon, on motion of Mr. Muradian of Grafton (Mr. Garballey of Arlington being in the Chair), the House adjourned, to meet the following Wednesday at a quarter before eleven o'clock A.M., in an Informal Session.

The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



WEDNESDAY, JANUARY 27, 2021.

[8]

JOURNAL OF THE HOUSE.

Wednesday, January 27, 2021.

Met according to adjournment at a quarter before eleven o'clock A.M., in an Informal Session, with Mr. Garballey of Arlington 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. Garballey), the members and employees joined with him in reciting the pledge of allegiance to the flag.

Pledge of
allegiance.

Appointments of the Minority Leader.

Notice was received that the Republican Caucus had ratified the appointments by the Minority Leader of Representatives Hill of Ipswich to the position of First Assistant Minority Leader, Ferguson of Holden to the position of Second Assistant Minority Leader, Gifford of Wareham to the position of Third Assistant Minority Leader, Frost of Auburn to the position of Third Assistant Minority Leader and Smola of Warren as the ranking minority party member on the committee on Ways and Means.

Assistant
minority
leaders and
ranking
Ways and
Means member.

Petition.

Mr. Xiarhos of Barnstable presented a petition (accompanied by bill, House, No. 58) of Steven G. Xiarhos and Susan L. Moran for legislation to establish a sick leave bank for Richard Gurney, an employee of the Department of Correction; and the same was referred, to the temporary committee on Rules.

Richard
Gurney,—
sick leave.

Mr. Galvin of Canton, for said committee, then reported, on the foregoing petition, a Bill establishing a sick leave bank for Richard Gurney, an employee of the Massachusetts Department of Correction (House, No. 58), which was read.

Under suspension of the rules, on motion of Mr. Tucker of Salem, 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. Jones of North Reading, the bill (having been certified by House Counsel to be correctly drawn) was read a third time, its title having been changed by House Counsel to read: "An Act establishing a sick leave bank for Richard Gurney, an employee of the Department of Correction."

Pending the question on passing the bill to be engrossed, Mr. Jones moved to amend it by inserting before the enacting clause the following emergency preamble:

"Whereas, The deferred operation of this act would tend to defeat its purpose, which is to establish forthwith a sick leave bank for a certain employee of the department of correction, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience."

The amendment was adopted; and the bill (House, No. 58, amended) was passed to be engrossed. Sent to the Senate for concurrence.

Pursuant to assignment at twelve minutes past eleven o'clock A.M., the two branches met in

Joint Session
of the two
branches.

CONVENTION

in the Chamber of the House of Representatives, for the purpose of administering the oath of office to the Councillor-elect from the Eighth Councillor District, Mary E. Hurley, and were called to order by the Honorable Walter F. Timilty, having been appointed by the President, to perform the duties of the Chair.

The Chair (Mr. Timilty), members, guests and staff then recited the pledge of allegiance to the flag.

Pledge of
allegiance.

Before the Acting President of the Senate (Mr. Timilty), and in the presence of the two Houses of Assembly, the oaths and affirmations of office was then administered to, and subscribed by, Mary E. Hurley of East Longmeadow as Councillor, at fourteen minutes past eleven o'clock A.M.

Executive
Councillor,—
oath of office.

On motion of Mr. Garballey of Arlington, at sixteen minutes past eleven o'clock A.M., the Convention of the Two Branches was dissolved; and the Senate withdrew from the Joint Session, under the escort of the Sergeant-at-Arms.

At twenty-one minutes after eleven o'clock A.M., the House was called to order with Mr. Garballey of Arlington in the Chair.

Called to
order.

Orders.

On motion of Mr. Wagner of Chicopee,—
Ordered, That the Secretary of the Commonwealth give notice to His Excellency the Governor that Mary E. Hurley of East Longmeadow had been duly elected and qualified as a Councillor to advise him in the Executive part of the government.

Governor
notified of
Councillor
qualification.

On motion of Mr. Mariano of Quincy,—
Ordered, That when the House adjourns today, it adjourn to meet tomorrow at two o'clock P.M.

Next
sitting.

At twenty-three minutes after eleven o'clock A.M., on motion of Mr. Carey of Easthampton (Mr. Garballey of Arlington being in the Chair), the House adjourned, to meet the following day at two o'clock P.M.

The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



THURSDAY, JANUARY 28, 2021.

[9]*

JOURNAL OF THE HOUSE.

Thursday, January 28, 2021.

Met at twelve minute after two o'clock P.M., under emergency rules.

At the request of the Speaker, the members and employees joined with him in reciting the pledge of allegiance to the flag.

Pledge of
allegiance.

Appointment of the Minority Leader.

The Minority Leader announced he had appointed William Burke, Director of Research of Beacon Hill Institute, to the Tax Expenditure Commission (established under Section 14 of Chapter 14 of the General Laws), replacing former Representative Randy Hunt of Sandwich, who had previously served on the Commission.

Tax Expenditure
Commission.

Resolutions.

Resolutions (filed with the Clerk by Mr. Pignatelli of Lenox) recognizing February 23, 2021, as W.E.B. Du Bois Legacy Day, were referred under Rule 85, to the temporary committee on Rules.

W.E.B. Du Bois
Legacy Day.

Mr. Galvin of Canton, for said committee, reported that the resolutions ought to be adopted. Under suspension of the rules, on motion of Mr. Moran of Boston, the resolutions (having been certified by House Counsel to be correctly drawn) were considered forthwith; and they were adopted.

Orders.

Mr. Galvin of Canton, for the temporary committee on Rules, reported (under the provisions of House Rule 7C) an Order relative to amendments to the Temporary Emergency House Rules (House, No. 59). The order was adopted.

Emergency
Rules.

An Order (filed this day by Speaker Mariano of Quincy) relative to a study of the rules of the House, was referred, under Rule 24, to the temporary committee on Rules.

House Rules,—
study.

Mr. Galvin of Canton, for said committees, then reported that the order ought to be adopted. The order (House, No. 60), was considered forthwith, there being no objection; and it was adopted.

On motion of Mr. Mariano of Quincy,—

Ordered, That House petitions filed for the 192nd General Court be open for co-sponsoring until reported by the initial committee to which the petition is referred; provided, however, that a report of a committee asking to be discharged from further consideration of a petition, shall not be considered to be a report for the purposes of

Petitions,—
co-sponsoring.

this order, and that the committee to which it is referred shall be considered to be the initial committee.

Quorum.

As required under the provision of Emergency Rule 2(4), a roll call was taken for the purpose of ascertaining the presence of a quorum; and on the roll call 158 members were recorded as being in attendance.

[See Yea and Nay No. 1 in Supplement.]

Therefore a quorum was present.

Quorum,—
yea and nay
No. 1.

Paper from the Senate.

A Bill creating a next-generation roadmap for Massachusetts climate policy (Senate, No. 9) (on a petition), passed to be engrossed by the Senate, was read.

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

Under further suspension of the rules, on motion of the same member, the bill (having been certified by House Counsel to be correctly drawn) was read a third time.

After remarks on the question on passing the bill to be engrossed, the sense of the House was taken by yeas and nays, at the request of Mr. Golden; and on the roll call 144 members voted in the affirmative and 14 in the negative.

[See Yea and Nay No. 2 in Supplement.]

Therefore the bill (Senate, No. 9) then was passed to be engrossed, in concurrence.

Climate
policy.

Bill passed to
be engrossed,—
yea and nay
No. 2.

Engrossed Bill.

The engrossed Bill creating a next-generation roadmap for Massachusetts climate policy (see Senate, No. 9) (which originated in the Senate), having been certified by the Clerk to be rightly and truly prepared for final passage, was put upon its final passage.

On the question on passing the bill to be enacted, the sense of the House was taken by yeas and nays, as required by Emergency Rule 2; and on the roll call 144 members voted in the affirmative and 14 in the negative.

[See Yea and Nay No. 3 in Supplement.]

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

Climate
policy.

Bill
enacted,—
yea and nay
No. 3.

Order.

On motion of Mr. Wagner of Chicopee,—

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

Next
sitting.

At twenty-five minutes before four o'clock P.M., on motion of Mr. Jones of North Reading, the House adjourned, to meet the following Monday at eleven o'clock A.M., in an Informal Session.

The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



MONDAY, FEBRUARY 1, 2021.

[10]

JOURNAL OF THE HOUSE.

Monday, February 1, 2021.

Met according to adjournment at eleven o'clock A.M., in an Informal Session, with Mr. Garballey of Arlington 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. Garballey), the members and employees joined with him in reciting the pledge of allegiance to the flag.

Pledge of
allegiance.

Appointments to the Health Equity Task Force.

The Speaker announced that (under Chapter 93 of the Acts of 2020) he had appointed Representatives González of Springfield and Miranda of Boston to the Health Equity Task Force; and that Representative Tyler of Boston, Chair of the Massachusetts Black and Latino Legislative Caucus would serve as a member (ex officio) on said task force.

Health Equity
Task Force.

Resolutions.

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

Resolutions (filed by Mr. Linsky of Natick) on the occasion of the dedication of the Young Family Square in the town of Natick; and

Natick,—
Young Square.

Resolutions (filed by Mr. Stanley of Waltham) congratulating Grace Wood Burke on the occasion of her one hundredth birthday;

Grace
Burke.

Mr. Galvin of Canton, for the temporary committee on Rules, reported, in each instance, that the resolutions ought to be adopted. Under suspension of the rules, in each instance, on motion Mr. Wong of Saugus, the resolutions (having been certified by the House Counsel to be correctly drawn) were considered forthwith; and they were adopted.

Annual Report.

The annual report of the Public Employee Retirement Administration Commission (under sections 21, 102 and 103 of Chapter 32 of the General Laws) relative to the per centum change in the average cost-of-living as shown by the United States consumer price index for the year 2020 compared with such index for the year 2019 (House, No. 61), was referred to the committee on Public Service. Sent to the Senate for concurrence.

Cost-of-living
adjustment,—
retirees.

Order.

On motion of Mr. Mariano of Quincy,—

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

Next
sitting.

At four minutes after eleven o'clock A.M., on motion of Mr. Wong of Saugus (Mr. Garballey of Arlington being in the Chair), the House adjourned, to meet the following Thursday at eleven o'clock A.M., in an Informal Session.

The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



THURSDAY, FEBRUARY 4, 2021.

[11]

JOURNAL OF THE HOUSE.

Thursday, February 4, 2021.

Met according to adjournment at eleven o'clock A.M., in an Informal Session, with Mr. Garballey of Arlington 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. Garballey), 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 Ms. Hogan of Stow, the members and employees stood in a moment of silent tribute in honor of Mr. George Edward McGee, Sr., a longtime Hudson resident, local businessman and dear and loyal friend to many, who passed away on January 21, 2021.

George
Edward
McGee, Sr.

Mr. McGee was a well-known and respected member of the Hudson community, where he resided for the past 66 years. His belief in the goodness of people, combined with his charm, good faith, and wide-ranging knowledge of his town's history and people, made it a pleasure to be in his company and made many feel blessed for having met him.

Mr. McGee proudly served his Nation in the United States Army National Guard and as a Commander for the Coast Guard Auxiliary in New Bedford. He worked for 16 years as a Master Gas Fitter for Commonwealth Gas and throughout his life had an entrepreneurial spirit - owning and operating many successful businesses in and around Hudson. He also served as a town selectman for 18 years and chairman of the board for 15 years.

Mr. McGee will be dearly missed by his many friends and family members. He is survived by his son, George "Gig", and grandsons Montana and Dylan, of Florida; his nieces, Julie Baudo (John), Lauri Wierzbicki (Mark), Shellie Ashbery (Andy) and Sherry Guenther; and his goddaughter, DJ Collins.

Paper from the Senate.

The following notice was received from the Clerk of the Senate, to wit:—

February 3, 2021.

Honorable Steven T. James
Clerk of the House of Representatives
Room 145 State House
Boston, MA 02133

Dear Mr. Clerk:

I have the honor to inform you that the Honorable Karen E. Spilka, President of the Senate has made the following appointment:

- Senator John J. Cronin (pursuant to House Order No. 4835) from the 191st General Court to the special joint oversight committee on the Soldiers' Home in Holyoke.

Holyoke
Soldiers'
Home,—
oversight.

Respectfully,
MICHAEL D. HURLEY
Clerk of the Senate.

Order.

On motion of Mr. Mariano of Quincy,—

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

Next
sitting.

At six minutes after eleven o'clock A.M., on motion of Mrs. Ferguson of Holden (Mr. Garballey of Arlington being in the Chair), the House adjourned, to meet the following Monday at eleven o'clock A.M., in an Informal Session.

The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



MONDAY, FEBRUARY 8, 2021.

[12]

JOURNAL OF THE HOUSE.

Monday, February 8, 2021.

Met according to adjournment at eleven o'clock A.M., in an Informal Session, with Mr. Garballey of Arlington 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. Garballey), the members, guests and employees joined with him 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 temporary committee on Rules:

Resolutions (filed by Mr. Parisella of Beverly) recognizing the centennial celebration of the Beverly Rotary; and

Beverly
Rotary.

Resolutions (filed by Mr. Roy of Franklin) honoring William C. Murphy on his retirement as chartered organization representative for the Elks Lodge #2136 and the Boy Scouts of America;

William
Murphy.

Mr. Galvin of Canton, for the temporary committee on Rules, reported, in each instance, that the resolutions ought to be adopted. Under suspension of the rules, in each instance, on motion Mr. Wong of Saugus, the resolutions (having been certified by the House Counsel to be correctly drawn) were considered forthwith; and they were adopted.

Paper from the Senate.

The House Order relative to the adoption of temporary Joint Rules for the 192nd General Court, came from the Senate, adopted, in concurrence, with an amendment striking out the following: "line 511" and inserting in place thereof the following: "in each instance". Under suspension of the rules, on motion of Mrs. Kane of Shrewsbury, the amendment was considered forthwith; and it was adopted, in concurrence.

Temporary
Joint Rules.

Order.

On motion of Mr. Mariano of Quincy,—

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

Next
sitting.

At nineteen minutes after eleven o'clock A.M., on motion of Mr. Wong of Saugus (Mr. Garballey of Arlington being in the Chair), the House adjourned, to meet the following Thursday at eleven o'clock A.M., in an Informal Session.

The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



THURSDAY, FEBRUARY 11, 2021.

[13]

JOURNAL OF THE HOUSE.

Thursday, February 11, 2021.

Met according to adjournment at eleven o'clock A.M., in an Informal Session, with Mr. Garballey of Arlington 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. Garballey), the members and employees joined with him in reciting the pledge of allegiance to the flag.

Pledge of
allegiance.

Appointment of the Speaker.

The Speaker announced he had appointed Representative Ehrlich of Marblehead to the special commission (established under Section 93 of Chapter 358 of the Acts of 2020) to study journalism in underserved communities in the Commonwealth.

Journalism
commission.

Special Recognition.

During the Session, Mr. Wong of Saugus took the Chair, declared a brief recess and, on behalf of Representatives Chan of Quincy, Schmid of Westport, Mom of Lowell, Nguyen of Andover, Robinson of Framingham, Howard of Lowell, and Uytterhoeven of Somerville, paid tribute to the members of the Asian community of the Commonwealth on the occasion of Lunar New Year, as follows:

Asian Lunar
New Year.

On Friday, February 12th, the new year of the lunar calendar begins. It will be the 4718th year and is the second oldest continuously used calendar in the world. Many Asian cultures, including Chinese, Vietnamese, Korean, and Laotian, celebrate the Lunar New Year as a time to spend with family sharing happiness and good fortune. To say happy new year in Chinese it is xīn nián kuài lè, in Vietnamese it is Chúc Mừng Năm Mới, and in Korean it is sae-hae bok man-i ba-deu-se-yo.

Petition.

Representative Chan of Quincy presented a petition (accompanied by bill, House, No. 62) of Tackey Chan for legislation to establish a sick leave bank for Karen T. O'Neil, an employee of the Massachusetts Department of Transportation; and the same was referred, to the temporary committee on Rules.

Karen
O'Neil,—
sick leave.

Mr. Galvin of Canton, for said committee, then reported, on the foregoing petition, a Bill establishing a sick leave bank for Karen T. O'Neil, an employee of the Massachusetts Department of Transportation (House, No. 62), which was read.

Under suspension of the rules, on motion of Ms. Dykema of Holliston, 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 Mrs. Kane of Shrewsbury, the bill (having been certified by House Counsel to be correctly drawn) was read a third time; and it was passed to be engrossed. Sent to the Senate for concurrence.

Order.

On motion of Mr. Mariano of Quincy,—

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

Next
sitting.

At nineteen minutes after eleven o'clock A.M., on motion of Mrs. Kane of Shrewsbury (Mr. Garballey of Arlington being in the Chair), the House adjourned, to meet the following day at eleven o'clock A.M., in an Informal Session.

The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



FRIDAY, FEBRUARY 12, 2021.

[14]

JOURNAL OF THE HOUSE.

Friday, February 12, 2021.

Met according to adjournment at eleven o'clock A.M., in an Informal Session, with Mr. Garballey of Arlington 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. Garballey), the members and employees joined with him in reciting the pledge of allegiance to the flag.

Pledge of
allegiance.

Orders.

Mr. Galvin of Canton, for the temporary committee on Rules, reported (under the provisions of House Rule 7C) an Order relative to amending the Rules of the House of Representatives (House, No. 63). The order was adopted.

House
committees
established.

An Order (filed this day by the Speaker) relative to continuation of service of the House and Senate chairs of the committee on Veterans and Federal Affairs as the House and Senate chairs of the Holyoke Soldiers' Home investigation, was referred, under Rule 24, to the committee on Rules.

Holyoke
Soldiers'
Home.

Mr. Galvin of Canton, for said committee, then reported that the order ought to be adopted. Under suspension of the rules, on motion of Mrs. Kane of Shrewsbury, the order (House, No. 65), was considered forthwith; and it was adopted. Sent to the Senate for concurrence.

On motion of Mr. Mariano of Quincy,—

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

Next
sitting.

At four minutes after eleven o'clock A.M., on motion of Mrs. Kane of Shrewsbury (Mr. Garballey of Arlington being in the Chair), the House adjourned, to meet the following Tuesday at eleven o'clock A.M., in an Informal Session.

The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



TUESDAY, FEBRUARY 16, 2021.

[15]

JOURNAL OF THE HOUSE.

Tuesday, February 16, 2021.

Met according to adjournment at eleven o'clock A.M., in an Informal Session, with Mr. Garballey of Arlington 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. Garballey), the members and employees joined with him in reciting the pledge of allegiance to the flag.

Pledge of
allegiance.

Messages from the Governor.

A message from His Excellency the Governor recommending legislation financing the reconstruction of the Soldiers' Home in Holyoke (House, No. 64), was filed in the office of the Clerk on Thursday, February 11.

Holyoke
Soldiers'
Home.

The message was read; and it was referred, under Rule 30, with the accompanying draft of a bill, to the committee on State Administration and Regulatory Oversight.

A message from His Excellency the Governor recommending legislation financing improvements to municipal roads and bridges (House, No. 57), was filed in the office of the Clerk on Monday, January 25.

Municipal
roads and
bridges.

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

Resolutions.

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

Resolutions (filed by Ms. Ehrlich of Marblehead) commending Doctor Steven Keenholtz, MD for his life-long service to medicine and to the welfare of the Commonwealth;

Steven
Keenholtz.

Resolutions (filed by Mr. Roy of Franklin) congratulating Ethan Carney on receiving the Eagle Award of the Boy Scouts of America; and

Ethan
Carney.

Resolutions (filed by Mr. Roy of Franklin) congratulating Matthew Alfred Parrella on receiving the Eagle Award of the Boy Scouts of America;

Matthew
Parrella.

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

Paper from the Senate.

A report of the temporary Senate committee on Rules, recommending the adoption of Joint Rules governing the 2021-2022 legislative session (Senate, No. 14) (on Senate, No. 11), adopted by the Senate, was referred, on motion of Mr. Galvin of Canton, to the House committee on Rules.

Joint
Rules.

Orders.

On motion of Mr. Galvin of Canton,—

Ordered, That any matters pending before the temporary committee on Ways and Means shall be and are hereby transferred to the permanent House committee on Ways and Means.

Ways and
Means
committee.

On motion of Mr. Mariano of Quincy,—

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

Next
sitting.

Representatives Garballey of Arlington, Rogers of Cambridge, and Haggerty of Woburn then moved that when the House adjourns today, it do so in respect to the memory of Joseph S. Daly, a member of the House from Arlington in 1973 and 1974; and the motion prevailed.

Accordingly, at eight minutes after eleven o'clock A.M., on motion of Mr. Barrows of Mansfield (Mr. Garballey of Arlington being in the Chair), the House adjourned, to meet the following Thursday at eleven o'clock A.M., in an Informal Session.

The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



THURSDAY, FEBRUARY 18, 2021.

[16]

JOURNAL OF THE HOUSE.

Thursday, February 18, 2021.

Met at ten minutes after eleven o'clock A.M., in an Informal Session, with Mr. Garballey of Arlington 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. Garballey), the members and employees joined with him in reciting the pledge of allegiance to the flag.

Pledge of
allegiance.

Communication from Representative Ferrante of Gloucester.

A communication from Representative Ferrante of Gloucester was spread upon the records of the House, to wit:—

February 17, 2021.

Steven T. James
Clerk, House of Representatives
24 Beacon Street, Room 145
Boston, MA 02133

Dear Mr. James,

Due to unforeseen circumstances, I was unable to be present for the remote session on January 28, 2021 during which a vote was taken on S.9 An Act creating a next-generation roadmap for Massachusetts climate policy.

Statement of
Ms. Ferrante
of Gloucester.

If I were able to be present, I would have voted in support of the legislation, consistent with my votes on the matter when it was previously taken up by the House on July 31, 2020 and January 4, 2021. In lieu of my affirmative vote, I ask that this letter be placed in the records of the House of Representatives.

Thank you for the work that you and your staff are doing to ensure the continued operation of the House during this pandemic. Please do not hesitate to reach out to me if you require anything further.

Sincerely,



Ann-Margaret Ferrante
State Representative, 5th Essex.

Appointments of the Minority Leader.

The Minority Leader announced that he had made the following appointments:

That William G. Brooks III of Norwood had been appointed as his designee to the special commission established (under Section 105 of Chapter 253 of the Acts of 2020) to conduct a study on government use of facial recognition technology in the Commonwealth;

Facial recognition technology.

That Representative Kane of Shrewsbury had been appointed as his designee to the Rare Disease Advisory Council established (under Section 26 of Chapter 260 of the Acts of 2020) to advise the Governor, the General Court and the department on the incidence of rare disease within the Commonwealth and the status of the rare disease community;

Rare Disease Advisory Council.

That Representative Muratore of Plymouth had been appointed as his designee to the permanent commission on the Status of Persons with Disabilities established (under Section 1 of Chapter 253 of the Acts of 2020) to advance the cause of all persons with disabilities in the Commonwealth;

Status of Persons with Disabilities

That Representative Vieira of Falmouth had been appointed as his designee to the special legislative Early Education and Care Economic Review Commission established (under Section 106 of Chapter 227 of the Acts of 2020) to review how childcare programming is funded in the Commonwealth and to make recommendations for potential legislative changes in funding and related policies as the commission deems appropriate; and

Early Education and Care Economic Review.

That Representative Whelan of Brewster had been appointed as his designee to the special commission established (under Section 107 of Chapter 253 of the Acts of 2020) to study and examine the civil service law, personnel administration rules, hiring procedures and by-laws for municipalities not subject to the civil service law and state police hiring practices.

Cities and towns,—
police hiring, etc.

Paper from the Senate.

The House Order relative to continuation of service of the House and Senate chairs of the committee on Veterans and Federal Affairs as the House and Senate chairs of the Holyoke Soldiers' Home investigation (House, No. 65), came from the Senate, adopted, in concurrence, with an amendment in lines 3, 4 and 5, striking out the words "as the Senate chair of the joint committee on Veterans and Federal Affairs for the 191st session of the General Court shall continue to" and inserting in place thereof the words "by the President of the Senate shall". Under suspension of the rules, on motion of Mr. Barrows of Mansfield, the amendment was considered forthwith; and it was adopted, in concurrence.

Holyoke Soldiers' Home.

Orders.

An Order (filed this day by Speaker Mariano of Quincy) relative to establishing a special joint committee for Redistricting (House, No. 66), was referred, under Rule 24, to the committee on Rules.

Redistricting committee.

Mr. Galvin of Canton, for said committee, then reported that the order ought to be adopted. Under suspension of the rules, on motion of Mrs. Kane of Shrewsbury, the order (House, No. 66), was considered forthwith; and it was adopted. Sent to the Senate for concurrence.

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

Next
sitting.

Representative Tyler of Boston then moved that when the House adjourns today, it do so in respect to the memory of Doris Bunte, a member of the House from Boston from 1973 to 1985, inclusive; and the motion prevailed.

Accordingly, at twenty-four minutes before twelve o'clock noon, on motion of Mr. Barrows of Mansfield (Mr. Garballey of Arlington being in the Chair), the House adjourned, to meet the following Monday at eleven o'clock A.M., in an Informal Session.

The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



MONDAY, FEBRUARY 22, 2021.

[17]

JOURNAL OF THE HOUSE.

Monday, February 22, 2021.

Met according to adjournment at eleven o'clock A.M., in an Informal Session, with Mr. Garballey of Arlington 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. Garballey), the members and employees joined with him 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. Cabral of New Bedford) commemorating the fiftieth anniversary of the Portuguese Times;

Portuguese
Times.

Resolutions (filed by Representatives Kane of Shrewsbury, Ashe of Longmeadow and McKenna of Webster) recognizing February 28th, 2021 as Rare Disease Day;

Rare
Disease
Day.

Resolutions (filed by Mr. Roy of Franklin) congratulating Anish Raj Gundimeda on receiving the Eagle Award of the Boy Scouts of America; and

Anish
Gundimeda.

Resolutions (filed by Mr. Roy of Franklin) congratulating Saiteja Thirakala on receiving the Eagle Award of the Boy Scouts of America;

Saiteja
Thirakala.

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

Petition.

Representative Tyler of Boston presented a petition (accompanied by bill, House, No. 67) of Chynah Tyler and Martin J. Walsh (with the approval of mayor and city council) relative to a special municipal election for a vacancy in the office of Mayor in the city of Boston; and the same was referred, on motion of Mr. Wong of Saugus, to the committee on Rules.

Boston,—
mayoral
election.

Mr. Galvin of Canton, for said committee, then reported, on the foregoing petition, a Bill relative to the office of Mayor in the city of Boston (House, No. 67) [Local Approval Received], which was read. Under suspension of the rules, on motion of Mr. D'Emilia of Bridgewater, 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. Wong of Saugus, 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.

Papers from the Senate.

A Bill establishing a sick leave bank for Michael L. Rodrigues, an employee of the Trial Court (Senate, No. 15) (on a petition), passed to be engrossed by the Senate, was read; and it was referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Michael L. Rodrigues,—
sick leave.

Petitions deposited in the Office of the Clerk of the Senate prior to five o'clock in the afternoon on Friday, February 19, 2021, which had been referred by the Senate this day, to joint committees, were presented; and the House severally concurred in the references, as follows:

By Mr. Eldridge, a petition (accompanied by proposal, Senate, No. 16) of James B. Eldridge for a legislative amendment to the Constitution to establish an independent redistricting commission;

Redistricting,—
commission.

By Mr. Brownsberger (by request), a petition (accompanied by proposal, Senate, No. 17) of Walter Ziobro for a legislative amendment to the Constitution specifying the method of apportioning the General Court; and

General Court,—
apportionment.

By Mr. Hinds, a petition (accompanied by proposal, Senate, No. 18) of Adam G. Hinds for a legislative amendment to the Constitution relative to voting rights;

Voting,—
rights.

Severally to the committee on Election Laws.

By Mr. Lewis (by request), a petition (accompanied by proposal, Senate, No. 19) of Vincent Lawrence Dixon for a legislative amendment to the Constitution for term renewal process;

Judiciary,—
terms.

By Ms. Creem, a petition (accompanied by proposal, Senate, No. 20) of Cynthia Stone Creem for a legislative amendment to the Constitution relative to the subject matter of initiative petitions; and

Initiative petitions.

By Mr. Hinds, a petition (accompanied by proposal, Senate, No. 21) of Adam G. Hinds for a legislative amendment to the Constitution relative to equity in state policy;

State policy,—
equity.

Severally to the committee on the Judiciary.

By Mr. Tarr, a petition (accompanied by proposal, Senate, No. 22) of Bruce E. Tarr for a legislative amendment to the Constitution to require a supermajority vote for the utilization of rainy day funds; and

Rainy day fund,—
utilization.

By Mr. Tarr, a petition (accompanied by proposal, Senate, No. 23) of Bruce E. Tarr for a legislative amendment to the Constitution to cap the state income tax;

Income tax,—
cap.

Severally to the committee on Revenue.

Order.

On motion of Mr. Mariano of Quincy,—

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

Next sitting.

At twenty-one minutes before twelve o'clock noon, on motion of Mr. D'Emilia of Bridgewater (Mr. Garballey of Arlington being in the Chair), the House adjourned, to meet the following day at eleven o'clock A.M., in an Informal Session.

The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



TUESDAY, FEBRUARY 23, 2021.

[18]

JOURNAL OF THE HOUSE.

Tuesday, February 23, 2021.

Met according to adjournment at eleven o'clock A.M., in an Informal Session, with Mr. Garballey of Arlington 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. Garballey), the members and employees joined with him in reciting the pledge of allegiance to the flag.

Pledge of
allegiance.

Orders.

Mr. Galvin of Canton, for the committee on Rules, reported (under the provisions of House Rules 7B and 7C) an Order relative to special procedures for consideration of the proposed Joint Rules governing the 2021-2022 legislative session (House, No. 68) [for order, see House, No. 69]. The order was adopted.

Order,—
Joint Rules.

An Order (filed this day by Mr. Galvin of Canton) relative to the adoption of permanent Joint Rules for the 192nd General Court governing the 2021-2022 legislative sessions, was referred, under Rule 24, to the committee on Rules.

Id.

Mr. Galvin of Canton, for said committee, then reported that the order ought to be adopted. Under suspension of the rules, on motion of Mr. Wong of Saugus, the order (House, No. 68), was considered.

Pending the question on adoption of the order further consideration thereof was postponed, on motion of Mr. Galvin of Canton, until the next sitting and specially assigned to the hour of one o'clock P.M.

Order.

On motion of Mr. Mariano of Quincy,—

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

Next
sitting.

At six minutes after eleven o'clock A.M., on motion of Mr. Wong of Saugus (Mr. Garballey of Arlington being in the Chair), the House adjourned, to meet the following day at eleven o'clock A.M.

The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



WEDNESDAY, FEBRUARY 24, 2021.

[19]*

JOURNAL OF THE HOUSE.

Wednesday, February 24, 2021.

Met according to adjournment at eleven o'clock A.M., under emergency rules, with Mr. Garballey of Arlington 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. Garballey), the members and employees joined with him in reciting the pledge of allegiance to the flag.

Pledge of
allegiance.

Appointment of the Minority Leader.

The Minority Leader announced that he had appointed Iain Ward of Lakeville to the special commission (established under Section 94 of Chapter 358 of the Acts of 2020) to conduct an investigation and study regarding the needs of agriculture in the Commonwealth in the 21st century.

Agriculture,—
commission.

Recess.

At one minute after eleven o'clock A.M., on motion of Mr. D'Emilia of Bridgewater (Mr. Garballey of Arlington being in the Chair), the House recessed until one o'clock P.M.; and at nine minutes after one o'clock the House was called to order with Mr. Donato of Medford in the Chair.

Recess.

Silent Prayer.

During the session, the Chair (Mr. Donato) declared a brief recess, and at the request of Speaker Mariano, the members and employees joined in a moment of silent tribute in respect to the memory of James J. Twomey, Jr., of Jamaica Plain, who passed away on Monday, February 22nd.

James J.
Twomey, Jr.

Jimmy was a Clerical Assistant to the Clerk of the House from 1969 to 1982, inclusive, and Office Manager for the House Clerk's Office from 1982 to 2009, inclusive.

Jimmy is survived by his sister Cheryl, many nieces and nephews, and the staff of the House Clerk's Office, to whom he was a valued friend and mentor.

Quorum.

As required under the provision of Emergency Rule 2(4), a roll call was taken for the purpose of ascertaining the presence of a quorum; and on the roll call 159 members were recorded as being in attendance.

Quorum,—
yea and nay
No. 4.

[See Yea and Nay No. 4 in Supplement.]

Therefore a quorum was present.

Orders of the Day.

The Order relative to the adoption of permanent Joint Rules for the 192nd General Court governing the 2021-2022 legislative sessions (House, No. 68), was considered.

Joint
Rules.

After remarks on the question on adoption of the order (the Speaker being in the Chair), Ms. Uyterhoeven of Somerville and other members of the House moved to amend it in proposed Rule 1D, in lines 140 to 192, inclusive, by striking out the text contained in those lines and inserting in place thereof the following six paragraphs:

“All meetings of joint standing committees, and special joint committees of the Senate and House of Representatives, shall be open to the public, and any person shall be permitted to attend any such meeting unless such committee convenes in executive session, as provided herein. All joint standing committees shall determine a schedule for committee hearings to be held from the beginning of the first annual session through the fourth Wednesday in June in said session. These committee schedules shall be submitted to the Clerk of the House who shall cause them to be published on the official website for the General Court. Establishment of such schedules shall not preclude joint standing committees from scheduling additional hearings or meetings as needed. No executive session shall be held except upon extraordinary circumstances and only after the committee has first convened in an open session for which notice has been given, the presiding officer has stated the purpose of the executive session, a majority of the committee members present has voted to go into executive session, the vote of each member has been recorded on a roll call vote, and the presiding officer has stated before the executive session if the committee will reconvene after the executive session. The records of all such roll calls shall be kept in the offices of the committee for the duration of the General Court during which said vote was recorded, and shall be available for public inspection upon reasonable notice and during regular office hours.

Committees shall provide to members of the committee either the text or comprehensive summaries of the bills or other forms of legislative matters prior to the beginning of an executive session or poll. Any recorded votes on a favorable or adverse report on an individual bill or a study order, taken by roll call or electronic poll of each member, shall be posted on the website of the General Court. All joint standing committees, and special joint committees of the Senate and House of Representatives, shall notify the Sergeant-at-Arms of the time, place and agenda of all public hearings and executive sessions not less than 1 week prior to the time of such meetings. If public testimony is being solicited, agendas shall include an electronic mail address and physical mail address for the submission of testimony and shall inform the public that testimony received may be made publicly available. The Sergeant-at-Arms shall notify the clerk, who shall inform all members electronically and publish such information on the official website of the General Court whenever practicable.

Any such public testimony received by the committee that is readily capable of being reproduced shall be made available to the public upon request; provided, however, that the committee may redact such public testimony that includes sensitive personal information or information that may jeopardize the health, wellness or safety of an individual. If expert testimony is being solicited by the committee, the committee shall make reasonable efforts to promote the diversity of expert witness panels.

Nothing contained in this rule shall prohibit a joint standing committee or special joint committee of the Senate and the House of Representatives from taking appropriate action including, but not limited to, the exclusion of a person from a committee meeting in order to prevent the disruption of or interference with committee proceedings. All meetings of joint standing committees, and special joint committees of the Senate and House of Representatives, shall be limited to no more than 50 bills to be discussed in a hearing, unless it can be determined that all of the bills being considered are of the same subject matter. The 1 week requirement shall be suspended in an emergency only after all reasonable efforts have been made to contact all committee members and upon a recorded vote of at least a majority of the members of each branch appointed to the committee, but not less than two-thirds of the members of each branch voting.

A meeting of a committee may be recorded by a person in attendance by means of a recorder or any other means of audio/visual reproduction except when a meeting is held in executive session; provided, that a person seeking to record a meeting of a committee notifies the Chairs of the committee prior to commencing such recording; and provided further that during such recording there is no interference with the conduct of the meeting.

The Chairs of each committee shall preserve decorum and order during each committee hearing. Persons attending hearings shall be required to refrain from the use of cellular telephones, beepers and pagers. The use of visual aids including, without limitation, posters, displays, or charts shall be permitted only upon approval of the Chairs.”; and

In proposed Rule 4, in lines 328 to 349, inclusive, by striking out the text contained in those lines and inserting in place thereof the following two paragraphs:

“Favorable reports, and adverse reports on subjects of legislation other than petitions, by joint committees shall be made to the branch in which the matter was originally introduced, unless the committee decides otherwise under its own rules and, except that reports on money bills shall be made to the House and if adverse reports on matters other than petitions which are accompanied by money bills are accepted by the House, this shall constitute final rejection. Adverse reports by joint committees on petitions shall be made to the branch in which the petition was originally introduced, except that such adverse reports on petitions accompanied by proposed money bills shall be made to the House; and, if accepted by the branch in which they are made, shall be considered as a final rejection. When a report is made from any committee to either branch, and the subject-matter of the report is subsequently referred to a joint committee, such committee, except for the committee on Health Care Financing, shall report its action to the branch in which the reference originated. [See also Joint Rule 5.]

A vote of a joint standing committee to give legislation a favorable or adverse report, or to issue a study order, shall be conducted by a roll call upon request of 2 committee members present at the committee meeting. Such votes shall be recorded on appropriate forms that show all votes for and against the particular committee action. The records of all such roll calls shall be kept in the offices of the committee for the duration of the General Court during which said vote was recorded, and shall be available for public inspection upon reasonable notice and during regular office hours and shall be posted on the website of the General Court.”.

After debate on the question on adoption of the amendments (Mr. Donato of Medford being in the Chair), the sense of the House was taken by yeas and nays, at the request of Ms. Uytterhoeven; and on the roll call 36 members voted in the affirmative and 122 in the negative.

Amendments
rejected,—
yea and nay
No. 5.

[See Yea and Nay No. 5 in Supplement.]

[Mrs. Campbell of Methuen answered “Present” in response to her name.]

Therefore the amendment was rejected.

Mr. Jones of North Reading and other members of the House then moved to amend the order in proposed Rule 1D, in line 169, by inserting after the word “solicited.” the following sentence:

“Any such public testimony received by the committee that is readily capable of being reproduced shall be made available to the public upon request; provided, however, that the committee may redact such public testimony that includes sensitive personal information or information that may jeopardize the health, wellness or safety of an individual.”.

Mr. Galvin of Canton thereupon raised a point of order that the amendment offered by the gentlemen from North Reading was improperly before the House for the reason that the House had previously voted to reject the language contained in the amendment.

Point of order.

The Chair (Mr. Donato) ruled that the point of order was well taken; and the amendment was laid aside accordingly.

The same members then moved to amend the order in proposed Rule 1D, in the third paragraph, by striking out the following: “72 hours” and inserting in place thereof the words “one week”.

Mr. Galvin of Canton thereupon raised a point of order that the amendment offered by the gentlemen from North Reading was improperly before the House for the reason that the House had previously voted to reject the language contained in the amendment.

Id.

The Chair (Mr. Donato) ruled that the point of order was well taken; and the amendment was laid aside accordingly.

Mr. Jones and other members of the House then moved to amend the order in proposed Rule 1D, in lines 159 to 163, inclusive, by striking out the sentence contained in those lines and inserting in place thereof the following sentence: “Any recorded votes on a favorable or adverse report on an individual bill, taken by roll call or electronic poll of each member, shall be posted on the website of the General Court.”.

Mr. Galvin of Canton thereupon raised a point of order that the amendment offered by the gentlemen from North Reading was improperly before the House for the reason that the House had previously voted to reject the language contained in the amendment.

Id.

The Chair (Mr. Donato) ruled that the point of order was well taken; and the amendment was laid aside accordingly.

Mr. Jones of North Reading and other members of the House then moved to amend the order in proposed Rule 1D, in line 163, by inserting after the word “Court.” the following sentence: “If the committee uses an electronic poll, the poll must stay open for at least 2 hours or until such time as all committee members shall have voted.”.

After debate on the question on adoption of the amendment, the sense of the House was taken by yeas and nays, at the request of Mr. Smola of Warren; and on the roll call 38 members voted in the affirmative and 121 in the negative.

Amendment rejected,—
yea and nay
No. 6.

[See Yea and Nay No. 6 in Supplement.]

Therefore the amendment was rejected.

The same members then moved to amend the order in proposed Rule 1D, in line 158, by inserting after the word “matters” the following: “no less than 2 hours”; and the amendment was rejected.

Mr. Jones and other members of the House then moved to amend the order in proposed Rule 36 by adding the following paragraph:

“(i) Any procurement by the House Business Manager and Chief Financial Officer of the Senate under this rule for over \$10,000 either individual or cumulative shall be submitted to the state comptroller for posting on the Open Checkbook website or its equivalent.”.

After debate on the question on adoption of the amendment, the sense of the House was taken by yeas and nays, at the request of Mr. Jones; and on the roll call 34 members voted in the affirmative and 125 in the negative.

[See Yea and Nay No. 7 in Supplement.]

Therefore the amendment was rejected.

Mr. Jones of North Reading and other members of the House then moved to amend the order by inserting after proposed Rule 36 the following rule:

“Rule 37. Not later than March 31st of each year, the house and senate shall approve a joint resolution declaring the minimum amount of aid to be distributed to the cities and towns of the commonwealth in the upcoming fiscal year. Said resolution shall declare the minimum amount of chapter 70 aid, so called, and unrestricted general government aid to be received by each city, town or school district.”.

The amendment was rejected.

The same members then moved to amend the order by striking out proposed Rule 11B and inserting in place thereof the following:

“Rule 11B. A committee of conference shall file its report no later than 5 p.m. and the General Court shall not consider said report until 72 hours after the report has been filed. No report from a committee of conference shall be considered or acted upon by either branch until said report shall have been available to the public and to the members of the General Court for at least 72 hours, except that a report from such committee of conference that it is unable to agree may be considered and acted upon at the time that such report is filed.”.

After remarks on the question on adoption of the amendment, the sense of the House was taken by yeas and nays, at the request of Mr. Jones; and on the roll call 35 members voted in the affirmative and 123 in the negative.

[See Yea and Nay No. 8 in Supplement.]

Therefore the amendment was rejected.

Mr. Jones and other members of the House then moved to amend the order in proposed Rule 34, in line 899, by inserting after the word “hours” the following “and posted on the General Court website”; and the amendment was rejected.

Ms. Peake of Provincetown and other members of the House then moved to amend the order in proposed Rule 7C, in line 428, by striking out the words “board of selectmen” and inserting in place thereof the words “select board”; and the amendment was adopted.

On the question of adoption of the order, as amended, the sense of the House was taken by yeas and nays, at the request of Mr. Galvin of Canton; and on the roll call 128 members voted in the affirmative and 31 in the negative.

[See Yea and Nay No. 9 in Supplement.]

Therefore the order (House, No. 68, amended) was adopted. Sent to the Senate for concurrence.

Amendment rejected,—
yea and nay
No. 7.

Amendment rejected,—
yea and nay
No. 8.

Order adopted,—
yea and nay
No. 9.

Report of a Committee.

By Mr. Galvin of Canton, for the committee on Rules, that the Senate Order relative to the adoption of permanent Joint Rules for the 192nd General Court governing the 2021-2022 legislative sessions (Senate, No. 14), ought to be adopted with an amendment striking out the text contained therein and inserting in place thereof the text contained in House, No. 68, amended.

Joint
Rules.

Under suspension of the rules, on motion of the same member, the order was considered forthwith.

The amendment recommended by the committee on Rules was adopted; and the order, as amended, also was adopted. The order (Senate, No. 14, amended) then was sent to the Senate for concurrence in the amendment.

Order.

On motion of Mr. Mariano of Quincy,—

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

Next
sitting.

At sixteen minutes after four o'clock P.M., on motion of Mr. D'Emilia of Bridgewater (Mr. Donato of Medford being in the Chair), the House adjourned, to meet the following day at eleven o'clock A.M., in an Informal Session.

The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



THURSDAY, FEBRUARY 25, 2021.

[20]

JOURNAL OF THE HOUSE.

Thursday, February 25, 2021.

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.

Messages from the Governor.

A message from His Excellency the Governor submitting the annual budget of the Commonwealth for the fiscal year beginning July 1, 2021 (House, No. 1), was filed in the office of the Clerk on Wednesday, January 27.

General
Appropriation
Bill.

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

A message from His Excellency the Governor recommending legislation relative to expanding sports wagering in the Commonwealth (House, No. 70), was filed in the office of the Clerk on Wednesday, January 27.

Sports
wagering.

The message was read; and it was referred, under Rule 30, with the accompanying draft of a bill, to the committee on Economic Development and Emerging Technologies. Sent to the Senate for concurrence.

Resolutions.

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

Resolutions (filed by Mr. Cassidy of Brockton) commending the ADMETECH Foundation on observing the Twelfth Annual Prostate Cancer Awareness Day and honoring Black History Month on February 25, 2021; and

Prostate Cancer
Day and Black
History Month.

Resolutions (filed by Mr. Xiarhos of Barnstable) commemorating the 200th anniversary of the celebration of the Greek Revolution of 1821;

Greek
Revolution.

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.

Petition.

Representative Jones of North Reading and Senator Lewis presented a joint petition (accompanied by bill, House, No. 71) of Bradley H. Jones, Jr., Jason M. Lewis and others relative to early voting by mail; and the same was referred, to the committee on Rules, on motion of Mr. Wong of Saugus.

Early voting.

Mr. Galvin of Canton, for said committee, then reported, on the foregoing petition, a Bill further providing for early voting by mail (House, No. 71), which was read.

Under suspension of the rules, on further motion of Mr. Wong, the bill was read a second time.

Second reading bill referred to Ways and Means.

Pending the question on ordering the bill to a third reading, it was referred, by the Chair (Mr. Donato of Medford), under Rule 33, to the committee on Ways and Means.

Engrossed Bill.

The engrossed Bill relative to the office of Mayor in the city of Boston (see House, No. 67) (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.

Order.

On motion of Mr. Mariano of Quincy,—

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

Next sitting.

At twenty-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.

The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



MONDAY, MARCH 1, 2021.

[21]

JOURNAL OF THE HOUSE.

Monday, March 1, 2021.

Met according to adjournment at eleven o'clock A.M., in an Informal Session, with Mr. Garballey of Arlington 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. Garballey), the members and employees joined with him in reciting the pledge of allegiance to the flag.

Pledge of
allegiance.

Petitions.

Petitions (deposited with the Clerk previously to five o'clock in the afternoon on Friday, February 19, 2021) were presented and they were severally referred, under Rule 24 and Joint Rule 13, as follows:

By Ms. Domb of Amherst, a petition (accompanied by proposal, House, No. 74) of Mindy Domb, Chynah Tyler and others for a legislative amendment to the Constitution relative to voting rights;

Voting
rights.

By Mr. Mark of Peru, a petition (accompanied by proposal, House, No. 75) of Paul W. Mark and Lindsay N. Sabadosa for a legislative amendment to the Constitution relative to no fault absentee voting; and

Absentee
voting.

By Mr. Moran of Boston, a petition (accompanied by proposal, House, No. 76) of Michael J. Moran and Kevin G. Honan for a legislative amendment to the Constitution to provide for no excuse absentee voting;

Id.

Severally to the committee on Election Laws.

By Mr. Day of Stoneham, a petition (accompanied by proposal, House, No. 77) of Michael S. Day and Vincent Lawrence Dixon for a proposal for a legislative amendment to the Constitution to establish the right to health care. To the committee on Health Care Financing.

Health
care.

By Mr. Day of Stoneham, a petition (accompanied by proposal, House, No. 78) of Michael S. Day and Vincent Lawrence Dixon for a proposal for a legislative amendment to the Constitution for a Constitutional right to housing. To the committee on Housing.

Housing.

By Ms. Domb of Amherst, a petition (accompanied by proposal, House, No. 79) of Mindy Domb and others for a legislative amendment to the Constitution relative to use of gender in the Constitution of the Commonwealth;

Gender.

By the same member, a petition (accompanied by proposal, House, No. 80) of Mindy Domb and others for a legislative amendment to the Constitution relative to the oaths and affirmations of public office;

Public
office.

By Mr. Golden of Lowell, a petition (accompanied by proposal, House, No. 81) of Thomas A. Golden, Jr., and James K. Hawkins for a legislative amendment to the Constitution relative to term limits for judges;

Judges,—
term limits.

By Mr. Jones of North Reading, a petition (accompanied by proposal, House, No. 82) of Bradley H. Jones, Jr., and Susan Williams Gifford for a legislative amendment to the Constitution relative to prohibiting eminent domain takings;

Eminent
domain.

By Mr. Kearney of Scituate (by request), a petition (accompanied by proposal, House, No. 83) of Sabrina Holland for a legislative amendment to the Constitution relative to equal protection of the laws; and

Equal protection.

By Mr. Mark of Peru, a petition (accompanied by proposal, House, No. 84) of Paul W. Mark and Susannah M. Whipps for a legislative amendment to the Constitution relative to a succession plan for a vacancy in the office of Lieutenant-Governor;

Lieutenant-Governor,—vacancy.

Severally to the committee on the Judiciary.

By Mr. Day of Stoneham (by request), a petition (accompanied by proposal, House, No. 85) of Vincent Lawrence Dixon for a proposal for a legislative amendment to the Constitution for a Constitutional right to employable skills training. To the committee on Labor and Workforce Development.

Employable skills training.

By Mr. O'Day of West Boylston, a petition (accompanied by proposal, House, No. 86) of James J. O'Day and Sean Garballey for a legislative amendment to the Constitution to provide resources for education and transportation through an additional tax on incomes in excess of one million dollars. To the committee on Revenue.

Income tax.

Severally sent to the Senate for concurrence.

Papers from the Senate.

A message from His Excellency the Governor (pursuant to Article II, Section 8 of Article LXXXIX of the Amendments to the Constitution) recommending legislation validating the results of the annual town election held in the town of Hubbardston (Senate, No. 24), was referred, in concurrence, to the committee on Election Laws.

Hubbardston,—town election.

A petition (accompanied by proposal, Senate, No. 25) of Sabrina Holland for a legislative amendment to the Constitution to amend articles of the Constitution to expand equal rights (having been filed in the office of the Clerk of the Senate prior to five o'clock P.M. on Friday, February 19, 2021), was referred, in concurrence, to the committee on the Judiciary.

Equal rights.

Reports of Committees.

By Mr. Michlewitz of Boston, for the committee on Ways and Means, that the Bill further providing for early voting by mail (House, No. 71), ought to pass with an amendment substituting therefor a bill with the same title (House, No. 73). Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Early voting.

Mr. Honan of Boston, for said committee, then reported that the matter be scheduled for consideration by the House, the question being on ordering the bill to a third reading, with the amendment recommended by the committee on Ways and Means pending.

Under suspension of Rule 7A, on motion of the same member, the bill was considered forthwith.

The amendment recommended by the committee on Ways and Means then was adopted; and the substituted bill was ordered to a third reading.

Subsequently under suspension of the rules, on motion of Mr. Wong of Saugus, 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, on House, No. 56, a Bill providing for the terms of certain bonds to be issued by the Commonwealth (House, No. 72). Read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Bonds—
terms.

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

Under suspension of Rule 7A, on motion of the same member, 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. Wong of Saugus, 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. Honan of Boston, for the committee on Steering, Policy and Scheduling, that the Bill establishing a sick leave bank for Michael L. Rodrigues, an employee of the Trial Court of the Commonwealth (Senate, No. 15), be scheduled for consideration by the House.

Michael
Rodrigues,—
sick leave.

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.

Recess.

At a quarter before twelve o'clock noon, on motion of Mr. Wong of Saugus (Mr. Garballey of Arlington being in the Chair), the House recessed subject to the call of the Chair; and at sixteen minutes before one o'clock P.M. the House was called to order with Mr. Garballey in the Chair.

Recess.

Order.

On motion of Mr. Mariano of Quincy,—

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

Next
sitting.

At fourteen minutes before one o'clock P.M., on motion of Mr. Wong of Saugus (Mr. Garballey of Arlington being in the Chair), the House adjourned, to meet the following Thursday at eleven o'clock A.M., in an Informal Session.

The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



THURSDAY, MARCH 4, 2021.

[22]

JOURNAL OF THE HOUSE.

Thursday, March 4, 2021.

Met according to adjournment at eleven o'clock A.M., in an Informal Session, with Mr. Garballey of Arlington 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. Garballey), the members and employees joined with him in reciting the pledge of allegiance to the flag.

Pledge of
allegiance.

Recess.

At two minutes after eleven o'clock A.M., on motion of Mr. Wong of Saugus (Mr. Garballey of Arlington being in the Chair), the House recessed subject to the call of the Chair; and at twelve minutes after twelve o'clock noon the House was called to order with Mr. Garballey in the Chair.

Recess.

Emergency Measure.

The engrossed Bill providing for the terms of certain bonds to be issued by the Commonwealth (see House, No. 72), 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.

Bonding,—
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 2 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.

Recess.

At twenty-two minutes after twelve o'clock noon, on motion of Mr. Wong of Saugus (Mr. Garballey of Arlington being in the Chair), the House recessed subject to the call of the Chair; and at four minutes before two o'clock P.M. the House was called to order with Mr. Garballey in the Chair.

Recess.

Petition.

Representatives Garlick of Needham and Donato of Medford presented a petition (accompanied by bill, House, No. 87) of Denise C. Garlick, Paul J. Donato and others relative to reports required to be filed by the Department of Children and Families; and the same was referred, to the committee on Ways and Means, on motion of Ms. Garlick of Needham.

Children and
families,—
reports.

Order.

On motion of Mr. Mariano of Quincy,—

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

Next
sitting.

At three minutes before two o'clock P.M., on motion of Mr. Wong of Saugus (Mr. Garballey of Arlington being in the Chair), the House adjourned, to meet the following Monday at eleven o'clock A.M., in an Informal Session.

The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



MONDAY, MARCH 8, 2021.

[23]

JOURNAL OF THE HOUSE.

Monday, March 8, 2021.

Met according to adjournment at eleven o'clock A.M., in an Informal Session, with Mr. Garballey of Arlington 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. Garballey), the members and employees joined with him 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 Ms. Kerans of Danvers) congratulating Saranya Mira Plante on receiving the Eagle Award of the Scouts BSA;

Saranya
Plante.

Resolutions (filed by Mr. Roy of Franklin) congratulating David Allard on the occasion of his retirement from the town of Franklin Department of Public Works; and

David
Allard.

Resolutions (filed by Mr. Stanley of Waltham) congratulating Cameron Erwin on receiving the Eagle Award from the Boy Scouts of America;

Cameron
Erwin.

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.

Paper from the Senate.

A report of the Massachusetts Capital Resource Company (under the provisions of Section 20 of Chapter 816 of the Acts of 1977) submitting its forty-fourth annual report (Senate, No. 26), was referred, in concurrence, to the committee on Revenue.

Capital
Resource
Company.

Reports of Committees.

By Mr. Michlewitz of Boston, for the committee on Ways and Means, on House, No. 87, a Bill relative to accountability for vulnerable children and families (House, No. 88). Read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Department
of Children
and Families,—
reporting.

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

Under suspension of the rules, 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 further suspension of the rules, on motion of the same member, 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.

Order.

On motion of Mr. Mariano of Quincy,—

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

Next
sitting.

At four minutes before twelve o'clock noon, on motion of Mr. Wong of Saugus (Mr. Garballey of Arlington being in the Chair), the House adjourned, to meet the following Wednesday at eleven o'clock A.M., in an Informal Session.

The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



WEDNESDAY, MARCH 10, 2021.

[24]

JOURNAL OF THE HOUSE.

Wednesday, March 10, 2021.

Met according to adjournment at eleven o'clock A.M., in an Informal Session, with Mr. Garballey of Arlington 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. Garballey), the members and employees joined with him in reciting the pledge of allegiance to the flag.

Pledge of
allegiance.

Paper from the Senate.

A petition (accompanied by bill, Senate, No. 29) of Mark C. Montigny (with approval of the mayor and city council) for legislation to authorize the city of New Bedford to convey certain land acquired for open space and play ground [sic] purposes, was referred, in concurrence, to the committee on Municipalities and Regional Government.

New
Bedford,—
land.

Reports of Committees.

By Mr. Michlewitz of Boston, for the committee on Ways and Means, on House, No. 55, a Bill financing a program for improvements to the Unemployment Insurance Trust Fund and providing relief to employers and workers in the Commonwealth (House, No. 89) [Bond Issue: \$7,000,000,000.00]. Read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Unemployment
Insurance.

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

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

Order.

On motion of Mr. Mariano of Quincy,—

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

Next
sitting.

At four minutes after eleven o'clock A.M., on motion of Mr. Wong of Saugus (Mr. Garballey of Arlington being in the Chair), the House adjourned, to meet the following day at eleven o'clock A.M.

The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



THURSDAY, MARCH 11, 2021.

[25]*

JOURNAL OF THE HOUSE.

Thursday, March 11, 2021.

Met according to adjournment at eleven o'clock A.M., with Mr. Garballey of Arlington 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. Garballey), the members and employees joined with him in reciting the pledge of allegiance to the flag.

Pledge of
allegiance.

Appointments of the Minority Leader.

The Minority Leader announced that he had made the following appointments:

That Maureen Cavanagh of North Reading had been appointed as his designee (under Chapter 309 of the Acts of 2020) to the Opioid Recovery and Remediation Fund Advisory Council; and

Opioid
council.

That Representative Xiarhos of Barnstable had been appointed as his designee to the special legislative commission established (under section 116 of Chapter 253 of the Acts of 2020) to investigate and study the impact to the administration of justice of the Qualified Immunity Doctrine in the Commonwealth.

Qualified
Immunity
Doctrine.

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) commending Dr. Mark Steven Pasternack for his great achievements in the arena of infectious diseases; and

Mark
Pasternack.

Resolutions (filed by Representatives Ehrlich of Marblehead and Puppolo of Springfield) recognizing March 2021 as Francophonie Month in the Commonwealth;

Francophonie
Month.

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.

Recess.

At two minutes after eleven o'clock A.M., on motion of Mr. Wong of Saugus (Mr. Garballey of Arlington being in the Chair), the House recessed until two o'clock P.M.; and at fourteen minutes after two o'clock, the House was called to order with the Mr. Moran of Boston in the Chair.

Recess.

Quorum.

As required under the provision of Emergency Rule 2(4), a roll call was taken for the purpose of ascertaining the presence of a quorum; and on the roll call 159 members were recorded as being in attendance.

Quorum,—
yea and nay
No. 10.

[See Yea and Nay No. 10 in Supplement.]

Therefore a quorum was present.

Orders of the Day.

The House Bill financing a program for improvements to the Unemployment Insurance Trust Fund and providing relief to employers and workers in the Commonwealth (House, No. 89), reported by the committee on Bills in the Third Reading be correctly drawn, was read a third time.

Unemployment
Insurance
Trust Fund.

After debate on the question on passing the bill to be engrossed, Representative Uytterhoeven of Somerville and other members of the House moved to amend it by adding the following section:

“SECTION 31. Notwithstanding any other provision of law, in any tax year in which a taxpayer, or an entity whose income is passed through to one or more Massachusetts taxpayers, excludes from income the amount of a federal Paycheck Protection Program loan which has been forgiven pursuant to the provisions of subsection (b) of section 1106 of the federal Coronavirus Aid, Relief, and Economic Security Act of 2020, Public Law 116-136, said taxpayer or entity shall add back to its income an amount equal to the expenses incurred by the taxpayer or entity that qualified it for loan forgiveness under the federal Paycheck Protection Program that are in excess of \$100,000. This provision shall apply to all recipients of forgiven Paycheck Protection Program loans, whether their income is taxable under chapter 62 or chapter 63 of the General Laws.”.

After debate on the question on adoption of the amendment, the sense of the House was taken by yeas and nays, at the request of Ms. Uytterhoeven; and on the roll call 4 members voted in the affirmative and 152 in the negative.

Amendment
rejected,—
yea and nay
No. 11.

[See Yea and Nay No. 11 in Supplement.]

[Representatives Day of Stoneham, Moran of Boston and Whipps of Athol answered “Present” in response to their names.]

Therefore the amendment was rejected.

The same member and other members of the House then moved to amend the bill in section 15, in line 272, by striking out the figures: “40”, the second time they appear, and inserting in place thereof the figures: “80”; in lines 280 and 284, by striking out the word “week” and inserting in place thereof, in each instance, the words “two weeks”. After remarks the amendments were rejected.

After remarks, Ms. Nguyen of Andover and other members of the House moved to amend the bill in section 4, in line 33, by inserting after the year: “2020”, the second time it appears, the words “, the federal Lost Wages Assistance program”; and the amendment was adopted.

Mr. Cutler of Pembroke and other members of the House then moved to amend the bill by inserting after section 25 the following section:

“SECTION 25A. (a) There shall be a special commission to study and develop recommendations on the solvency of the unemployment trust fund established in section 14F of chapter 151A of the General Laws. The commission shall consist of the following 21 members: the chairs of the joint committee on labor and workforce development, who shall serve as co-chairs; 1 member appointed by the minority leader of the house of representatives; 1 member appointed by the minority leader of

the senate; the secretary of labor and workforce development or a designee; the director of unemployment assistance or a designee; 1 member appointed by the Massachusetts State Labor Council, AFL-CIO; 1 member appointed by the Associated Industries of Massachusetts, Inc.; 1 member appointed by the Massachusetts Legal Assistance Corporation representing unemployed workers; 1 member appointed by the Alliance for Business Leadership, Inc.; 1 member appointed by the National Federation of Independent Business Massachusetts; 1 member appointed by the Union of Minority Neighborhoods, Inc.; 1 member appointed by the Massachusetts Restaurant Association, Inc.; 1 member appointed by the Black Economic Council of Massachusetts, Inc.; 1 member appointed by the Greater Boston Chamber of Commerce; 1 member appointed by the Massachusetts Building Trades Council; 1 member appointed by the Massachusetts Competitive Partnership; 1 member appointed by Greater Boston Legal Services Employment Unit; 1 member appointed by the Massachusetts Taxpayers Foundation, Inc.; 1 member appointed by the Tufts University Jonathan M. Tisch College of Civic Life Center for State Policy Analysis; and 1 member appointed by the Retailers Association of Massachusetts, Inc.

(b) The commission shall study the long-term solvency of the unemployment trust fund, including, but not limited to: (i) evaluating whether changes are necessary to the experience rating system in order to promote solvency and reduce the tax impact on small businesses; (ii) examining increasing or indexing the taxable wage base under section 14 of said chapter 151A; (iii) examining the industry specific impacts of changes to the unemployment tax rate; (iv) reviewing solvency efforts in other state unemployment tax systems; and (v) determining what changes are necessary to benefit from federal tax credits and federal interest-free borrowing under the Federal Unemployment Tax Act, 26 U.S.C. § 3301-3305. The report by the commission shall include recommendations to promote the long-term solvency of the trust fund and meet solvency criteria required by the United States Department of Labor under the Federal Unemployment Tax Act, 26 U.S.C. § 3301-3305, and the Social Security Act, 42 U.S.C. § 1321-1324 and applicable regulations and guidance.

(c) The commission shall hold at least one public hearing and may hold additional hearings as necessary at which members of the public shall have an opportunity to speak.

(d) Not later than December 15, 2021, the commission shall file a report on its findings and recommendations with the clerks of the house of representatives and the senate, the chairs of the joint committee on labor and workforce development and the house and senate committees on ways and means.”.

The amendment was adopted.

Mr. Michlewitz of Boston then moved to amend the bill in section 5, in lines 114 and 115, by striking out the following: “, and shall be due at the same time as the contributions required pursuant to section 14”; and

In section 15, in line 276, by inserting after the word “works” the words “per week”. The amendments were adopted.

On the question on passing the bill, as amended, to be engrossed, the sense of the House was taken by yeas and nays, at the request of Mr. Michlewitz; and on the roll call (Ms. Hogan of Stow being in the Chair) 155 members voted in the affirmative and 0 in the negative.

[See Ye and Nay No. 12 in Supplement.]

[Representatives Barrows of Mansfield, D’Emilia of Bridgewater, Whipps of Athol and Wong of Saugus answered “Present” in response to their names.]

Bill passed to
be engrossed,—
yea and nay
No. 12.

Therefore the bill (House, No. 90, published as amended) was passed to be engrossed. Sent to the Senate for concurrence.

Paper from the Senate.

The House Bill further providing for early voting by mail (House, No. 73), came from the Senate passed to be engrossed, in concurrence, with an amendment adding the following section:

Early
voting.

“SECTION 8. Said chapter 255 is hereby further amended by adding the following subsection:

(m) A voter who is blind or has a vision impairment, a mobility or dexterity disability or other disability that makes it difficult or impossible for the voter to effectively access a paper vote by mail ballot because the voter cannot independently read, write, hold or physically manipulate standard print materials may request an accommodation from their local election official by phone or electronically. The request shall be received by the local election official not later than the fourth business day before the election. Upon receiving such a request from a voter, the local election official shall make reasonable efforts to grant accommodations to the voter.”.

The amendment was referred, under Rule 35, to the committee on Bills in the Third Reading. Said committee then reported that the amendment was correctly drawn; and it was adopted, in concurrence.

Emergency Measure.

The engrossed Bill further providing for early voting by mail (see House, No. 73, 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.

Early
voting.

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, there being no objection; and it was signed by the acting Speaker and sent to the Senate.

Bill
enacted.

Order.

On motion of Mr. Mariano of Quincy,—

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

Next
sitting.

At eighteen minutes after five o'clock P.M., on motion of Mr. Jones of North Reading (Ms. Hogan of Stow being in the Chair), the House adjourned, to meet the following Monday at eleven o'clock A.M., in an Informal Session.

The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



MONDAY, MARCH 15, 2021.

[26]

JOURNAL OF THE HOUSE.

Monday, March 15, 2021.

Met according to adjournment at eleven o'clock A.M., in an Informal Session, with Mr. Garballey of Arlington 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. Garballey), the members and employees joined with him in reciting the pledge of allegiance to the flag.

Pledge of
allegiance.

Petition.

A petition (accompanied by proposal, House, No. 91) of Paul A. Schmid, III and others for a legislative amendment to the Constitution relative to agricultural and horticultural land (deposited with the Clerk previously to five o'clock in the afternoon on Friday, February 19, 2021) was presented and it was referred, under Rule 24 and Joint Rule 13, to the committee on Revenue. Sent to the Senate for concurrence.

Agricultural
land,—
taxation.

Order.

On motion of Mr. Mariano of Quincy,—

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

Next
sitting.

At one minute after eleven o'clock A.M., on motion of Mr. Hill of Ipswich (Mr. Garballey of Arlington being in the Chair), the House adjourned, to meet the following Thursday at eleven o'clock A.M.

The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



THURSDAY, MARCH 18, 2021.

[27]*

JOURNAL OF THE HOUSE.

Thursday, March 18, 2021.

Met according to adjournment at eleven o'clock A.M., pursuant to emergency rules, 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 Prayers.

During the session, Ms. Cronin of Easton took the Chair, declared a brief recess, and at the request of Representatives Cassidy of Brockton, Cronin of Easton and DuBois of Brockton, the members and employees stood in a moment of silent tribute in respect to the memory of Marvelous Marvin Hagler, the pride of Brockton, the City of Champions, who passed away on March 13th.

"Marvelous"
Marvin Hagler.

Marvelous Marvin was the undisputed middleweight boxing champion from 1980 to 1987 and holds the highest knockout percentage of all undisputed middleweight champions. On behalf of all of the Members of the House of Representatives, we honor him, the city of Brockton is proud of him. Rest in peace Marvelous Marvin.

At the request of Mr. Haggerty of Woburn, the members and employees stood for a moment of silent prayer in honor of the memory of James J. "Jim" Foley of Woburn. Jim was a highly respected and lifelong resident of Woburn. He was a graduate of Woburn schools and Boston College. Jim spent 36 years as a teacher, coach, and administrator, and the last 13 years as Principal, at Woburn Senior High School. He was dedicated to his profession, well respected by teachers, students and peers alike; and he developed lifelong friendships from all his days there. Jim was raised in the South End of Woburn, he did not venture far; he also raised his family in the South End.

James J.
"Jim" Foley.

Jim was the beloved husband of 60 years to Judith Foley. He was the eldest son of the late James W. Foley and Margaret Foley, the proud, loving father of J. Brian of Winchester, Kevin and his wife Lisa, Annmarie Concannon and her husband Michael, Kathleen Sullivan and her husband Mark, and Steven and his wife Andrea. He was the brother of Francis and Gail, Harold and Sarah, Anne and the late William Santry, the late Robert and Martha, and the late Maureen and Kevin Flaherty. He was grandfather to Michael, Tara, Lauren, Matthew, Patrick, John, Timothy, Robert, Katherine, James, Jack, Thomas, and Peter, and great-grandfather to Edward.

The Massachusetts House of Representatives along with the entire Woburn community share in this loss and offers its sincerest condolences to the Foley family.

Message from the Governor.

A message from His Excellency the Governor (under Section 8 of Article LXXXIX of the Amendments to the Constitution) recommending legislation relative to authorizing the town of Berlin to continue the employment of Paul Kenneth Clark (House, No. 92), was filed in the office of the Clerk on Monday, March 15.

Berlin,—
Paul Kenneth
Clark.

The message was read; and it was referred, under Rule 30, with the accompanying draft of a bill, to the committee on Public Service. Sent to the Senate for concurrence.

Recesses.

At twenty-six minutes before twelve o'clock noon, on motion of Mr. Hill of Ipswich (Mr. Donato of Medford being in the Chair), the House recessed until one o'clock P.M.; and at twenty-six minutes after one o'clock the House was called to order with Ms. Hogan of Stow in the Chair.

Recesses.

The House thereupon, on motion of Mr. Jones of North Reading, took a further recess, subject to the call of the Chair; and at twenty-eight minutes before three o'clock the House was called to order with Ms. Hogan in the Chair.

Quorum.

As required under the provision of Emergency Rule 2(4), a roll call was taken for the purpose of ascertaining the presence of a quorum; and on the roll call 159 members were recorded as being in attendance.

Quorum,—
yea and nay
No. 13.

[See Yea and Nay No. 13 in Supplement.]

Therefore a quorum was present.

Papers from the Senate.

The engrossed Bill creating a next-generation roadmap for Massachusetts climate policy (see Senate, No. 9), which had been returned to the Senate by His Excellency the Governor (under Article LVI of the Amendments to the Constitution) with recommendation of amendment [for message, see Senate, No. 13], came from said branch with the endorsement that it had been amended, as follows:

Climate
policy.

In section 1 striking out the words “in the commonwealth including, but not limited to, emissions from any transportation vehicle,” and inserting in place thereof the words “including, but not limited to, emissions from transportation or heating fuels or from any”;

In section 2 inserting after the word “emissions”, the third time it appears, the words “, including but not limited to greenhouse gas emissions from transportation fuels, heating fuels, or electricity that are used, distributed, consumed, combusted, or sold into the commonwealth,”; and in said section 2 inserting after the word “sublimits” the words “; provided, however when used in relation to the regulation of emissions, a person or entity that sells or distributes transportation fuels, heating fuels, or electricity may be considered to be the source of greenhouse gas emissions from the use, distribution, consumption, combustion, or sale of such fuels or electricity”;

In section 4 striking out the word “gases”, the first time it appears, and inserting in place thereof the words “gas emissions”, in said section striking out the word “annual”; and also in said section 4 striking out the words “secretary, the regional greenhouse gas initiative or other regional program that result in the same greenhouse gas emissions reduction, over the same time period, as direct compliance with a

greenhouse gas emissions limit or emission reduction measure adopted pursuant to this chapter” and inserting in place thereof the words “secretary and the department, the regional greenhouse gas initiative or other similar multi-jurisdictional program that results in greenhouse gas emissions reductions”;

In section 5 striking out the second paragraph and inserting in place thereof the following paragraph:

“The department shall establish programs to monitor and reduce emissions of greenhouse gases and shall promulgate regulations regarding sources or categories of sources that emit greenhouse gases in order to achieve the greenhouse gas emissions limits and sublimits and implement the roadmap plans required by this chapter.”;

In section 9, in paragraph (b), inserting after the figure “3”, the following: “provided, however, that a sublimit shall not be found to have been binding for a given prior year if the commonwealth is found to have complied with the statewide greenhouse gas limit adopted pursuant to subsection (b) of section 3 for the same year”;

In section 10, in subsection 6, striking out the following: “promulgate regulations regarding all sources or categories of sources that emit greenhouse gases in order to achieve the emissions limits and sublimits and implement the roadmap plans set forth in subsection (b) of section 3” and inserting in place thereof the words “establish programs to reduce emissions of greenhouse gases and promulgate regulations regarding sources or categories of sources that emit greenhouse gases in order to achieve the greenhouse gas emissions limits and sublimits and implement the roadmap plans required by this chapter”;

Inserting after section 11 the following two sections:

“SECTION 11A. Section 7 of said chapter 21N, as so appearing, is hereby amended by striking out subsection (b) and inserting in place thereof the following subsection:

(b) The secretary and the department may adopt regulations governing market-based compliance mechanisms to reduce greenhouse gas emissions from sources or categories of sources in order to achieve the statewide greenhouse gas emissions limits and sublimits required by this chapter.

SECTION 11B. Said section 7 of said chapter 21N, as so appearing, is hereby amended by inserting after the word ‘office’ in line 28 the following words: and the department.”;

In section 14, in subsection 13, striking out paragraph (b) and inserting in place thereof the following paragraph:

“(b) The department of public utilities shall annually direct the electric and gas distribution companies and municipal aggregators with certified energy plans to jointly transfer funds collected pursuant to section 19 of chapter 25 to the center for the purposes of implementing the clean energy equity workforce and market development program; provided, that the electric and gas distribution companies and municipal aggregators with certified energy plans shall transfer no less than \$12,000,000 no later than December 31 each year. Such transfer shall not reduce the amount expended on low-income programs pursuant to subsection (c) of said section 19 of said chapter 25.”;

In sections 16, 17, 18, 21, 22, 23, 26 and 27, inserting after the word “reductions”, in each instance, the words “, except in the cases of conversions from fossil fuel heating and cooling to fossil fuel heating and cooling”;

In section 19 inserting after the word “annually” the words: “direct the electric and gas distribution companies and municipal aggregators with certified energy plans to jointly”; and in said section striking out the words “low-income program funds

allocated” and inserting in place thereof the words “the amount expended on low-income programs”;

Striking out section 25 and inserting in place thereof the following section:

“SECTION 25. Said section 21 of said chapter 25, as so appearing, is hereby further amended by inserting after the words ‘peak load,’ in line 73, the following words:- reducing greenhouse gas emissions.”;

Inserting after section 26 the following section:

“SECTION 26A. Said section 21 of said chapter 25, as so appearing, is hereby further amended by striking out, in lines 109 to 111, inclusive, the words ‘identified and shall capture all energy efficiency and demand reduction resources that are cost effective or less expensive than supply’ and inserting in place thereof the following words:- complied with the requirements of this section.”;

In section 28, in paragraph (4), striking out the word “The”, and inserting in place thereof the following: “Notwithstanding the requirements of paragraph (1) of subsection (b), the”;

In section 31, striking out the paragraph (14) and inserting in place thereof the following paragraph:

“(14) develop and promulgate, in consultation with the state board of building regulations and standards, a municipal opt-in specialized stretch energy code that includes, but is not limited to, net-zero building performance standards and a definition of net-zero building, designed to achieve compliance with the commonwealth’s statewide greenhouse gas emission limits and sublimits established pursuant to chapter 21N.”;

In section 34 striking out the figures: “32” and inserting in place thereof the figures: “33”;

In section 56 inserting after the words “limited to” the words “, climate change”;

In section 58 striking out, each time they appear, the words “that is not insignificant”;

In section 60 striking out the words “is significant and”; and in said section striking out the words “non-significant projects” and inserting in place thereof the following: “projects that do not require the filing of an environmental notification form pursuant to section 62A”;

In section 72 inserting after the words “and any” the words “more stringent”;

In section 73 striking out the word “adopted” and inserting in place thereof the word “promulgated”;

Inserting after section 74 the following section:

“SECTION 74A. Section 100 of said chapter 143 is hereby amended by striking out, in line 9, the word ‘ninety-six’ and inserting in place thereof the following words:- 96, other than the specialized stretch energy code developed and promulgated by the department of energy resources.”;

In section 78 striking out the following: “Paragraph (8) of section 1F of said chapter 164, as so appearing, is hereby amended by adding the following subparagraph:- (g)” and inserting in place thereof the following: “Section 1F of said chapter 164, as so appearing, is hereby amended by adding the following paragraph:- (10).”;

In section 85 striking out the word “non-station” and inserting in place thereof the word “station”;

In section 86 striking out paragraphs (g) and (h) and inserting in place thereof the following two paragraphs:

“(g) The department shall establish requirements for the maintenance, timely updating, accuracy, and security of gas company maps and records. The department

shall incorporate these requirements as a metric in the department's service quality indicators for gas companies.

(h) The department shall incorporate into its service quality indicators for gas companies a metric or metrics related to disruptions in the provision of electronic data, including but not limited to, maps and records relevant to inspections, maintenance, repairs, and construction to its in-house workforce and contractors.”;

Striking out section 92;

In section 96 striking out the following: “11F of chapter 25A of the General Laws” and inserting in place thereof the following words: “11 of chapter 75 of the acts of 2016”;

Inserting after section 98 the following section:

“SECTION 98A. Notwithstanding the promulgation of the municipal opt-in specialized stretch energy code under section 6 of chapter 25A of the General Laws or any other provisions of this act, any stretch energy code adopted by the state board of building regulations and standards and in effect on March 1, 2021, shall remain in full force and effect; provided, however, that the department of energy resources, in consultation with the state board of building regulations and standards, may update such stretch energy code from time to time. A community designated as a green community under subsection (c) of section 10 of said chapter 25A that elects not to adopt the municipal opt-in specialized stretch energy code under section 6 of chapter 25A shall not lose its designation as a green community as a result of that election.”;

In section 101 striking the out the following: (ii) consider the development of a tiered implementation plan for the adoption of the stretch energy code including, but not limited to, phasing in requirements based on building type or uses. The specialized stretch energy code required by said section 6 of said chapter 25A shall be developed, adopted and incorporated as an appendix to the state building code not later than 1 year after the passage of this act” and inserting in place thereof the following: “households; and (ii) develop and promulgate the municipal opt-in specialized stretch energy code required by section 6 of chapter 25A of the General Laws not later than 18 months after the effective date of this act. In so doing, the department may phase in requirements based on building types, uses, or load profiles. Notwithstanding any special or general law, rule or regulation to the contrary, any municipality may adopt the municipal opt-in specialized stretch energy code following its promulgation”;

Inserting after section 102 the following three sections:

“SECTION 102A. The secretary of energy and environmental affairs shall promulgate regulations to implement sections 57 and 58 not later than 180 days after the effective date of this act.

SECTION 102B. The requirements imposed by sections 57 and 58 shall apply to new projects filed under section 62A of chapter 30 of the General Laws on or after the effective date of regulations promulgated under section 102A.

SECTION 102C. The department of environmental protection shall evaluate and seek public comment on the incorporation of cumulative impact analyses in the assessment and identification of certain categories of permits and approvals. Not later than 18 months after the effective date of this act, the department of environmental protection shall propose regulations to include cumulative impact analyses for defined categories of air quality permits identified through the evaluation and public comment process.”;

In section 103 striking out the words “and regulations”;

In section 106 striking out the word “April” and inserting in place thereof the word “July”; and

In section 107 striking out the following: “2030 emissions reduction roadmap plan required by said section 3 of said chapter 21N shall be adopted and published not later than January 1, 2022” and inserting in place thereof the following: “2025 and 2030 emissions reduction roadmap plans required by said section 3 of said chapter 21N shall be adopted and published not later than July 1, 2022.”

The amendments were referred, under Rule 35, to the committee on Bills in the Third Reading. Said committee then reported that the amendments were correctly drawn.

After debate on the question on concurring with the Senate in its amendments, the sense of the House was taken by yeas and nays at the request of Mr. Golden of Lowell; and on the roll call 146 members voted in the affirmative and 13 in the negative.

[See Yea and Nay No. 14 in Supplement.]

Therefore the amendments were adopted, in concurrence.

A petition (accompanied by bill, Senate, No. 32) of Joan B. Lovely, Kay Khan, Susan L. Moran, Vanna Howard and others for legislation relative to accountability for vulnerable children and families (having been filed in the office of the Clerk of the Senate prior to five o’clock P.M. on Friday, February 19, 2021), was referred, in concurrence, to the committee on Children, Families and Persons with Disabilities.

A petition of Anne M. Gobi, Donald R. Berthiaume, Jr., and Sal N. DiDomenico for legislation to establish a sick leave bank for Rachel Pride, an employee of the Department of Youth Services, came from the Senate referred, under suspension of Joint Rule 12, to the committee on Senate Rules.

The House then concurred with the Senate in the suspension of said rule; and the petition (accompanied by bill, Senate, No. 37) was returned to the Senate endorsed accordingly.

Engrossed Bill.

The Speaker having taken the Chair,—

The engrossed Bill creating a next-generation roadmap for Massachusetts climate policy (see Senate, No. 9, amended) (which originated in the Senate) (which had been returned by His Excellency the Governor with recommendation of amendments), having been certified by the Clerk to be rightly and truly prepared for final passage, was put upon its final passage.

After remarks on the question on passing the bill to be re-enacted, the sense of the House was taken by yeas and nays, as required under Emergency Rule 2; and on the roll call 145 members voted in the affirmative and 14 in the negative.

[See Yea and Nay No. 15 in Supplement.]

Therefore the bill was passed to be re-enacted, in its amended form; and it was signed by the Speaker and sent to the Senate.

Order.

Ms. Hogan of Stow being in the Chair,—

On motion of Mr. Mariano of Quincy,—

Ordered, That when the House adjourns today, it adjourn to meet on Monday next at eleven o’clock A.M.

House
concurred in
amendments,—
yea and nay
No. 14.

Children,—
reporting.

Rachel
Pride,—
sick leave.

Climate
policy.

Bill
re-enacted,—
yea and nay
No. 15.

Next
sitting.

At five minutes before four o'clock P.M., on motion of Mr. Jones of North Reading (Ms. Hogan of Stow being in the Chair), the House adjourned, to meet the following Monday at eleven o'clock A.M., in an Informal Session.

The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



MONDAY, MARCH 22, 2021.

[28]

JOURNAL OF THE HOUSE.

Monday, March 22, 2021.

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.

During the session, Representative Wong of Saugus took the Chair and at the request of the Asian Caucus, the members and employees stood for a moment of silent prayer in memory of the victims of the mass shooting in Atlanta, Georgia on March 16, 2021, by a gunman who killed eight people, six of whom are women of Asian descent. The victims were Delaina Ashley Yuan (33), Xiaojie Tan (49), Daoyou Feng (44), Soon Chung Park (74), Hyun Jung Grant (51), Sun Cha Kim (69), Yong Ae Yue (63), and Paul Andre Michels (54), all of whom were part of a community, family members, and loved ones whose lives were ended too soon at the hands of a mass murderer.

Victims,—
Atlanta mass
shooting.

Resolutions.

Resolutions (filed with the Clerk by Ms. Garlick of Needham) congratulating the Needham Community Council on its 90th anniversary, were referred under Rule 85, to the committee on Rules.

Needham
Community
Council.

Mr. Galvin of Canton, for said committee, reported that the resolutions ought to be adopted. Under suspension of the rules, 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.

Petitions.

Petitions (deposited with the Clerk previously to five o'clock in the afternoon on Friday, February 19, 2021) severally were presented and referred, under Rule 24 and Joint Rule 13, as follows:

By Representative Ashe of Longmeadow and Senator Lesser, a joint petition (accompanied by bill, House, No. 94) of Brian M. Ashe and Eric P. Lesser (by vote of the town) for legislation to revoke the acceptance of a certain General Law establishing a board of election commissioners in the town of Longmeadow. To the committee on Municipalities and Regional Government.

Longmeadow,—
election
commissioners.

By Representative Ehrlich of Marblehead and Senator Crighton, a joint petition (accompanied by bill, House, No. 93) of Lori A. Ehrlich and Brendan P. Crighton (by vote of the town) relative to exempting all positions in the police department and fire

Swampscott,—
civil service.

department of the town of Swampscott from the civil service law. To the committee on Public Service.

Severally sent to the Senate for concurrence.

Papers from the Senate.

A Bill establishing a sick leave bank for Rachel Pride, an employee of the Department of Youth Services (Senate, No. 37) (on a petition), passed to be engrossed by the Senate, was read; and it was referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Rachel
Pride,—
sick leave.

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

Under suspension of the rules, on motion of Mr. Garballey of Arlington, 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. Wong of Saugus, the bill (having been reported by the committee on Bills in the Reading to be correctly drawn) was read a third time; and it was passed to be engrossed, in concurrence.

A Bill directing the city of Boston police department to waive the maximum age requirement for police officers for Daryle Lamonica (Senate, No. 33) (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.

Boston,—
Daryle
Lamonica.

A petition (accompanied by bill, Senate, No. 36) of Jason M. Lewis, Jack Patrick Lewis, Angelo J. Puppolo, Jr., Sheila C. Harrington and other members of the General Court for legislation to further regulate the prevention of cruelty to farm animals (deposited with the Senate Clerk previously to five o'clock in the afternoon on Friday, February 19, 2021), was referred, in concurrence, under Rule 24 and Joint Rule 13, to the committee on Environment, Natural Resources and Agriculture.

Farm
animals,—
cruelty.

A petition (accompanied by bill, Senate, No. 34) of Bruce E. Tarr and Ann-Margaret Ferrante (with approval of the mayor and city council) for legislation to allow the city of Gloucester to appoint retired police officers as special police officers, was referred, in concurrence, to the committee on Public Service.

Gloucester,—
special
police.

Orders of the Day.

The Senate Bill establishing a sick leave bank for Michael L. Rodrigues, an employee of the Trial Court of the Commonwealth (Senate, No. 15), 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.

Recess.

At twenty-seven minutes before one o'clock P.M., on motion of Mrs. Ferguson of Holden (Mr. Donato of Medford being in the Chair), the House recessed subject to the call of the Chair; and at six o'clock P.M. the House was called to order with Mr. Donato in the Chair.

Recess.

Papers from the Senate.

The Senate Order relative to the adoption of permanent Joint Rules for the 192nd General Court governing the 2021-2022 legislative sessions (Senate, No. 14, amended), came from the Senate with the endorsement that said branch had non-concurred with the House in its amendment (striking out the text contained therein and inserting in place thereof the text contained in House, No. 68, amended).

Joint Rules.

The order bore the further endorsement that the Senate had asked for a committee of conference on the disagreeing votes of the two branches; and that Senators Lovely, Boncore and Fattman had been appointed as the committee on the part of the Senate.

Under suspension of the rules, on motion of Mr. Michlewitz of Boston, the order was considered forthwith.

Committee of conference.

On motion of the same member, the House insisted on its amendment; and concurred with the Senate in the appointment of a committee of conference. Representatives Cronin of Easton, Galvin of Canton and Frost of Auburn were appointed as the committee on the part of the House. Sent to the Senate to be noted.

The House Bill financing a program for improvements to the Unemployment Insurance Trust Fund and providing relief to employers and workers in the Commonwealth (House, No. 90), came from the Senate, passed to be engrossed, in concurrence, with an amendment striking out all after the enacting clause and inserting in place thereof the text contained in Senate document numbered 38. The amendment was referred, under Rule 35, to the committee on Bills in the Third Reading. Said committee then reported that the amendment was correctly drawn.

Unemployment insurance.

Mr. Michlewitz of Boston then moved that the House concur with the Senate in its amendment with a further amendment striking out all after the enacting clause (inserted by amendment by the Senate) and inserting in place thereof the text contained in House document numbered 95; and the further amendment was adopted.

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

Emergency Measures.

The engrossed Bill establishing a sick leave bank for Michael L. Rodrigues, an employee of the Trial Court of the Commonwealth (see Senate, No. 15), 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.

Michael Rodrigues,—
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 4 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 Senate) was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

Bill enacted.

The engrossed Bill establishing a sick leave bank for Rachel Pride, an employee of the Department of Youth Services (see Senate, No. 37), 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.

Rachel Pride,—
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 4 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 Senate) was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

Bill
enacted.

The engrossed Bill financing a program for improvements to the Unemployment Insurance Trust Fund and providing relief to employers and workers in the Commonwealth (see House, No. 90, 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.

Unemployment
insurance.

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.

Order.

On motion of Mr. Mariano of Quincy,—

Ordered, That when the House adjourns today, it adjourn to meet on Thursday next at one o'clock P.M.

Next
sitting.

At seventeen minutes before seven o'clock P.M., on motion of Mr. Wong of Saugus (Mr. Donato of Medford being in the Chair), the House adjourned, to meet the following Thursday at one o'clock P.M.

The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



THURSDAY, MARCH 25, 2021.

[29]*

JOURNAL OF THE HOUSE.

Thursday, March 25, 2021.

Met according to adjournment at one o'clock P.M., under emergency rules, 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 Mr. Hendricks of New Bedford, the members and employees stood in a moment of silent tribute to the memory of the of Dr. Frederick M. Kalisz, Jr., who died from complications from COVID on January 27, 2021. He served as Mayor of New Bedford from 1998 through 2006. During his tenure, three new middle schools were built, multiple brownfield sites were cleaned up, and high speed ferry service arrived bringing new prosperity to the city.

Frederick
Kalisz, Jr.

Dr. Kalisz' public service also included serving as the Register of Deeds for Bristol County Southern District, being a long-time Ward 2 City Councilor, and a lifelong member of the Jaycees.

He is survived by his wife of 25 years Patricia, and their son, Frederick III.

A celebration of his life will be planned for a later date when the community can gather again.

Resolutions.

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

Resolutions (filed by Mr. Day of Stoneham) commending Robert "Bob" McGillivray for his fifty years of dedicated service to the blind and visual impaired community in the Commonwealth; and

Robert
McGillivray.

Resolutions (filed by Mr. Gordon of Bedford) commending Ronald "Ron" Cordes and Catherine "Cathy" Cordes on their contributions to the town of Bedford;

Ronald and
Catherine
Cordes.

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. O'Day of West Boylston, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

Appointments of the Speaker.

The Speaker announced that he had made the following appointments:

That Representatives Garlick of Needham, Cassidy of Brockton and Khan of Newton had been appointed as his designees (under Section 74 of Chapter 3 of the

Persons with
Disabilities.

General Laws, inserted by Section 1 of Chapter 253 of the Acts of 2020) to the permanent commission on the Status of Persons with Disabilities;

That Representatives Williams of Springfield, Nguyen of Andover and Decker of Cambridge had been appointed as his designees to the special legislative commission on Structural Racism in the Massachusetts Probation Service established (under section 112 of Chapter 253 of the Acts of 2020) to conduct a thorough review of the probation process to determine if there are disparities in the treatment of persons of color in the probation system and if structural racism is a cause of those disparities;

Probation,—
racism.

That Representatives Devers of Lawrence, Vargas of Haverhill and Ramos of Springfield had been appointed as his designees (under Section 73 of Chapter 3 of the General Laws, inserted by Section 1 of Chapter 253 of the Acts of 2020) to the permanent commission on the Status of Latinos and Latinas;

Latinos and
Latinas.

That Representatives Elugardo of Boston, Howard of Lowell, Ramos of Springfield and Barber of Somerville had been appointed as his designees (under Section 110 of Chapter 253 of the Acts of 2020) to the special legislative commission on Structural Racism in Correctional Facilities of the Commonwealth;

Correctional
facilities,—
structural
racism.

That Representatives Miranda of Boston and Holmes of Boston, and former Chief Justice of the Supreme Judicial Court Roderick Ireland had been appointed as his designees (under Section 72 of Chapter 3 of the General Laws, inserted by Section 1 of Chapter 253 of the Acts of 2020) to the permanent commission on the Status of African Americans;

African
Americans.

That Representatives Straus of Mattapoisett and Peake of Provincetown had been appointed as his designees to the special legislative commission established (under section 116 of Chapter 253 of the Acts of 2020) to investigate and study the impact to the administration of justice of the Qualified Immunity Doctrine in the Commonwealth; and

Qualified
Immunity
Doctrine.

That Representatives Tyler of Boston and Fluker Oakley of Boston, Keith Motley (for a term of 3 years), Danroy Henry (for a term of two years) and Pamerson Ifil (for a term of one year) had been appointed as his designees (under Section 75 of 3 of the General Laws, inserted by Section 1 of Chapter 253 of the Acts of 2020, and also by Section 114 of the Chapter 253 of the Acts of 2020) to the permanent commission on the Social Status of Black Men and Boys.

Black Men
and Boys.

Petition.

Mr. Galvin of Canton presented a petition (subject to Joint Rule 12) of William C. Galvin and Walter F. Timilty for legislation to establish a sick leave bank for Peter J. Fallon, an employee of the Massachusetts Department of Transportation; and the same was referred, under Rule 24, to the committee on Rules.

Peter
Fallon,—
sick leave.

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 Mr. Consalvo of Boston, 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.

Paper from the Senate.

A report of the committee of conference on the disagreeing votes of the two branches, with reference to the House amendment (striking out the text and inserting in place thereof the text contained in House document numbered 68, amended) of the Senate Order relative to proposed Joint Rules governing the 2021-2022 legislative session (Senate, No. 14), recommending, in part, adoption of an Order relative to Joint Rules of the Senate and House of Representatives for the 192nd General Court for the 2021-2022 legislative session, insomuch as relates to “portions of Joint Rule 1” and Joint Rule 1F (Senate, No. 39), came from the Senate with the endorsement that it had been accepted by said branch.

Joint Rules.

Under suspension of the rules, on motion of Mr. Galvin of Canton, the report was considered forthwith; and it was accepted, in concurrence.

Reports of Committees.

By Mr. Honan of Boston, for the committee on Steering, Policy and Scheduling, that the Senate Bill directing the city of Boston police department to waive the maximum age requirement for police officers for Daryle Lamonica (Senate, No. 33) [Local Approval Received], be scheduled for consideration by the House.

Boston,—
Daryle
Lamonica.

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

By Mr. Cabral of New Bedford, for the committee on State Administration and Regulatory Oversight, on House, No. 64, a Bill financing the reconstruction of the Soldiers’ Home in Holyoke (House, No. 96) [Bond Issue: \$400,000,000.00]. Referred, under Joint Rule 1F, to the joint committee on Bonding, Capital Expenditures and State Assets.

Holyoke
Soldiers’
Home.

Quorum.

As required under the provision of Emergency Rule 2(4), a roll call was taken for the purpose of ascertaining the presence of a quorum; and on the roll call 159 members were recorded as being in attendance.

Quorum,—
yea and nay
No. 16.

[See Yea and Nay No. 16 in Supplement.]

Therefore a quorum was present.

Engrossed Bill — State Credit — State Loan.

The engrossed Bill financing a program for improvements to the Unemployment Insurance Trust Fund and providing relief to employers and workers in the Commonwealth (see House, No. 90, amended) (which originated in the House), in respect to which the Senate had concurred in adoption of the emergency preamble, was put upon its final passage.

Unemployment
insurance.

On the question on passing the bill to be enacted, the sense of the House was taken by yeas and nays (this being a bill providing for the borrowing of money by the Commonwealth, as defined by the first sentence of Section 1 of Article LXII of the Amendments to the Constitution and this also being a “loan” bill as defined by Section 3 of Article LXII of the Amendments to the Constitution); and on the roll call 157 members voted in the affirmative and 0 in the negative.

Bill enacted
(state credit -
state loan),—
yea and nay
No. 17.

[See Yea and Nay No. 17 in Supplement.]

[Representative Whippes of Athol answered “Present” in response to her name.]

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

Order.

On motion of Mr. Mariano of Quincy,—

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

Next
sitting.

At eleven minutes after two o'clock P.M., on motion of Mrs. Ferguson of Holden (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.

The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



MONDAY, MARCH 29, 2021.

[30]

JOURNAL OF THE HOUSE.

Monday, March 29, 2021.

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.

Resolutions.

Resolutions (filed with the Clerk by Mr. Capano of Lynn) commending the New England Donor Services, Inc., for its recognition of April 2021 as Donate Life Month, were referred under Rule 85, to the committee on Rules.

Donate
Life Month.

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

Appointment of Majority Leaders.

Under the provisions of Rule 18, the Speaker announced (on February 12, 2021) that the Majority Party Caucus had ratified the following appointments: Representative Cronin of Easton, Majority Floor Leader; Representative Hogan of Stow, Speaker *pro-tempore*, Representative Moran of Boston, Assistant Majority Floor Leader; Representative Wagner of Chicopee, Second Assistant Majority Floor Leader; and Representative Peake of Provincetown, Second Assistant Majority Floor Leader.

Majority
Leaders and
Speaker *pro-
tempore*.

House Standing Committees.

House standing committees and House membership to joint standing committees were appointed (by the Speaker on February 12, 2021, and by the Minority Leader on February 15, 2021) as follows:—

Rules. — Representatives Galvin of Canton, Pignatelli of Lenox, Wagner of Chicopee, Peisch of Wellesley, Moran of Boston, Peake of Provincetown, Cronin of Easton, Balsler of Newton, Decker of Cambridge, Golden of Lowell, Cahill of Lynn, Hunt of Boston, Wong of Saugus, Harrington of Groton, and Boldyga of Southwick.

House standing
committees.

Ways and Means. — Representatives Michlewitz of Boston, Ferrante of Gloucester, Donato of Medford, Barber of Somerville, Biele of Boston, Blais of Sunderland, Barrett of North Adams, Devers of Lawrence, Holmes of Boston, Elugardo of Boston, Fernandes of Falmouth, Higgins of Leominster, Murray of Milford, Minicucci of North Andover, Malia of Boston, LaNatra of Kingston,

Hawkins of Attleboro, Lewis of Framingham, Kearney of Scituate, Kilcoyne of Northborough, Schmid of Westport, Silvia of Fall River, Tyler of Boston, Tucker of Salem, Williams of Springfield, Ultrino of Malden, Vargas of Haverhill, Smola of Warren, D’Emilia of Bridgewater, Berthiaume of Spencer, Durant of Spencer, Kelcourse of Amesbury, McKenna of Webster, Muratore of Plymouth, and Whelan of Brewster.

Bills in the Third Reading. — Representatives Garlick of Needham, Ashe of Longmeadow, and D’Emilia of Bridgewater.

Ethics. — Representatives Walsh of Peabody, Robertson of Tewksbury, Wagner of Chicopee, Golden of Lowell, Balsler of Newton, Peisch of Wellesley, Cronin of Easton, Gifford of Wareham, Barrows of Mansfield, Harrington of Groton, and Lombardo of Billerica.

Federal Stimulus and Census Oversight. — Representatives Hunt of Boston, Barrett of North Adams, Donato of Medford, Garry of Dracut, Hendricks of New Bedford, Balsler of Newton, Keefe of Worcester, LaNatra of Kingston, Ramos of Springfield, Boldyga of Southwick, and Dooley of Norfolk.

Global Warming and Climate Change. — Representatives Garballey of Arlington, Mom of Lowell, Holmes of Boston, Zlotnik of Gardner, Fernandes of Falmouth, Haggerty of Woburn, Doherty of Taunton, Duffy of Holyoke, Owens of Watertown, Soter of Bellingham, and Muradian of Grafton.

Human Resources and Employee Engagement. — Representatives Cahill of Lynn, Miranda of Boston, Peake of Provincetown, Campbell of Methuen, Hogan of Stow, Nguyen of Andover, Elugardo of Boston, Oliveira of Ludlow, Kushmerek of Fitchburg, Berthiaume of Spencer, D’Emilia of Bridgewater, Kelcourse of Amesbury, and Whelan of Brewster.

Operations, Facilities and Security. — Representatives McGonagle of Everett, Zlotnik of Gardner, Hunt of Boston, Day of Stoneham, Moran of Lawrence, Ferrante of Gloucester, Devers of Lawrence, Kilcoyne of Northborough, Gregoire of Marlborough, Hill of Ipswich, and DeCoste of Norwell.

Post Audit and Oversight. — Representatives Mahoney of Worcester, Cassidy of Brockton, Markey of Dartmouth, Khan of Newton, Ferrante of Gloucester, Madaro of Boston, Driscoll of Milton, Barrett of North Adams, Barber of Somerville, Durant of Spencer, and Sullivan of Abington.

Steering, Policy and Scheduling. — Representatives Honan of Boston, Farley-Bouvier of Pittsfield, Ferrante of Gloucester, Owens of Watertown, Oliveira of Ludlow, DuBois of Brockton, Hogan of Stow, Vitolo of Brookline, O’Day of West Boylston, Hill of Ipswich, and Gifford of Wareham.

Floor Division Committees. — First Division Chairperson, Representative O’Day of West Boylston; Second Division Chairperson, Representative Balsler of Newton; Third Division Chairperson, Representative Moran of Lawrence; and Fourth Division Chairperson, Representative Golden of Lowell.

Joint Standing Committees.

Joint standing
committees.

Advanced Information Technology, the Internet and Cybersecurity. — Senators Finegold, Moran, Lewis, Lesser, Montigny, and Fattman; Representatives Campbell of Methuen, Carey of Easthampton, Ramos of Springfield, Farley-Bouvier of Pittsfield, Giannino of Revere, Sena of Acton, Robinson of Framingham, Meschino of Hull, Kerans of Danvers, Lombardo of Billerica, and Durant of Spencer.

Bonding, Capital Expenditures and State Assets. — Senators Feeney, Collins, Boncore, DiZoglio, Pacheco, Timilty, Fattman and Tarr; Representatives Gregoire of Marlborough, Haddad of Somerset, Holmes of Boston, Connolly of Cambridge, Hawkins of Attleboro, Sabadosa of Northampton, Doherty of Taunton, Consalvo of Boston, Ramos of Springfield, Scanlon of North Attleborough, Vieira of Falmouth, Orrall of Lakeville, and Pease of Westfield.

Cannabis Policy. — Senators Chang-Diaz, Collins, DiZoglio, Gomez, Moran, and Fattman; Representatives Donahue of Worcester, Schmid of Westport, Capano of Lynn, Sabadosa of Northampton, Silvia of Fall River, Garry of Dracut, Kearney of Scituate, Duffy of Holyoke, Howard of Lowell, Frost of Auburn, and Soter of Bellingham.

Children, Families and Persons with Disabilities. — Senators Gomez, Velis, Crighton, Eldridge, Rausch, and O'Connor; Representatives Finn of West Springfield, Blais of Sunderland, Lewis of Framingham, Gouveia of Acton, LeBoeuf of Worcester, Ciccolo of Lexington, Higgins of Leominster, Doherty of Taunton, Oliveira of Ludlow, Berthiaume of Spencer, and Sullivan of Abington.

Community Development and Small Businesses. — Senators Collins, Kennedy, Cronin, Gobi, Rausch, and O'Connor; Representatives Coppinger of Boston, Haggerty of Woburn, Mom of Lowell, Devers of Lawrence, Miranda of Boston, Kushmerck of Fitchburg, Fluker Oakley of Boston, Scanlon of North Attleborough, Philips of Sharon, Mirra of Georgetown, and McKenna of Webster.

Consumer Protection and Professional Licensure. — Senators Moran, Feeney, Brady, Crighton, Kennedy, and Tarr; Representatives Chan of Quincy, Keefe of Worcester, Mom of Lowell, Farley-Bouvier of Pittsfield, Meschino of Hull, Gouveia of Acton, LeBoeuf of Worcester, Sena of Acton, Oliveira of Ludlow, McKenna of Webster, and Howitt of Seekonk.

COVID-19 and Emergency Preparedness and Management. — Senators Comerford, Friedman, Cronin, Cyr, Lesser, and O'Connor; Representatives Driscoll of Milton, Santiago of Boston, Ramos of Springfield, Consalvo of Boston, Malia of Boston, Tyler of Boston, Domb of Amherst, Minicucci of North Andover, Dykema of Holliston, Frost of Auburn, and Vieira of Falmouth.

Economic Development and Emerging Technologies. — Senators Lesser, Brady, Chang-Diaz, Cronin, Feeney, Kennedy, and O'Connor; Representatives Parisella of Beverly, Vargas of Haverhill, Ashe of Longmeadow, Murray of Milford, Williams of Springfield, Biele of Boston, LaNatra of Kingston, Philips of Sharon, Giannino of

Revere, Diggs of Barnstable, Muradian of Grafton, Dooley of Norfolk, and Soter of Bellingham.

Education. — Senators Lewis, DiDomenico, Cronin, Gomez, Jehlen, and O'Connor; Representatives Peisch of Wellesley, Ultrino of Malden, Pignatelli of Lenox, Vargas of Haverhill, Malia of Boston, Sena of Acton, Diggs of Barnstable, Howard of Lowell, McGonagle of Everett, Kelcourse of Amesbury, and Pease of Westfield.

Elder Affairs. — Senators Jehlen, Cyr, DiZoglio, Gobi, Gomez, and Fattman; Representatives Stanley of Waltham, Lipper-Garabedian of Melrose, DuBois of Brockton, Ayers of Quincy, Gentile of Sudbury, Ciccolo of Lexington, Khan of Newton, Vitolo of Brookline, Uyterhoeven of Somerville, Whelan of Brewster, and Xiarhos of Barnstable.

Election Laws. — Senators Finegold, Gomez, Brady, Creem, Eldridge, and Fattman; Representatives Ryan of Boston, Vitolo of Brookline, Kearney of Scituate, Silvia of Fall River, Carey of Easthampton, Kilcoyne of Northborough, Kerans of Danvers, Giannino of Revere, Doherty of Taunton, Dooley of Norfolk, and Lombardo of Billerica.

Environment, Natural Resources and Agriculture. — Senators Rausch, Eldridge, Comerford, Moore, Rush, and Fattman; Representatives Dykema of Holliston, Domb of Amherst, Gentile of Sudbury, Carey of Easthampton, Ciccolo of Lexington, Robertson of Tewksbury, Mark of Peru, Capano of Lynn, Giannino of Revere, Orrall of Lakeville, and Kelcourse of Amesbury.

Export Development. — Senators DiZoglio, Montigny, Collins, DiDomenico, Pacheco, and Tarr; Representatives Puppolo of Springfield, LaNatra of Kingston, Connolly of Cambridge, Meschino of Hull, Lewis of Framingham, Biele of Boston, Gouveia of Acton, Uyterhoeven of Somerville, Haddad of Somerset, Howitt of Seekonk, and Wong of Saugus.

Financial Services. — Senators Crighton, Moore, Boncore, Kennedy, Moran, and Fattman; Representatives Murphy of Weymouth, Ayers of Quincy, LeBoeuf of Worcester, Haggerty of Woburn, Lipper-Garabedian of Melrose, Pignatelli of Lenox, Kilcoyne of Northborough, Kerans of Danvers, Owens of Watertown, Barrows of Mansfield, and Boldyga of Southwick.

Health Care Financing. — Senators Friedman, Chandler, Cyr, Feeney, Keenan, Lesser, and O'Connor; Representatives Lawn of Watertown, Livingstone of Boston, Sabadosa of Northampton, Barber of Somerville, Ultrino of Malden, Murray of Milford, Santiago of Boston, Duffy of Holyoke, Diggs of Barnstable, Golden of Lowell, Kane of Shrewsbury, Muratore of Plymouth, and Mirra of Georgetown.

Higher Education. — Senators Gobi, Comerford, Kennedy, Pacheco, Rush, and Fattman; Representatives Rogers of Cambridge, Gentile of Sudbury, Garballey of Arlington, Mom of Lowell, Domb of Amherst, Rogers of Norwood, Robinson of Framingham, Livingstone of Boston, Duffy of Holyoke, Pease of Westfield, and Ferguson of Holden.

Housing. — Senators Keenan, Jehlen, Barrett, Chandler, Lovely, and O’Connor; Representatives Arciero of Westford, Rogers of Norwood, Hendricks of New Bedford, Kearney of Scituate, Connolly of Cambridge, LeBoeuf of Worcester, Consalvo of Boston, Elugardo of Boston, Diggs of Barnstable, DeCoste of Norwell, and Muradian of Grafton.

The Judiciary. — Senators Eldridge, Lesser, Chang-Diaz, Creem, Velis, and O’Connor; Representatives Day of Stoneham, Tyler of Boston, Hendricks of New Bedford, Whipps of Athol, Garry of Dracut, Santiago of Boston, Fluker Oakley of Boston, Scanlon of North Attleborough, Livingstone of Boston, Harrington of Groton, and Sullivan of Abington.

Labor and Workforce Development. — Senators Jehlen, Timilty, DiDomenico, Feeney, Lewis, and O’Connor; Representatives Cutler of Pembroke, Nguyen of Andover, Malia of Boston, Ultrino of Malden, Hawkins of Attleboro, Robertson of Tewksbury, Rogers of Norwood, Zlotnik of Gardner, Cassidy of Brockton, Wong of Saugus, and Smola of Warren.

Mental Health, Substance Use and Recovery. — Senators Cyr, Velis, Collins, Comerford, Crighton, Keenan and O’Connor; Representatives Madaro of Boston, DuBois of Brockton, Tucker of Salem, Higgins of Leominster, Carey of Easthampton, Nguyen of Andover, Whipps of Athol, Markey of Dartmouth, Kushmerek of Fitchburg, Kerans of Danvers, Sullivan of Abington, Berthiaume of Spencer, and Kane of Shrewsbury.

Municipalities and Regional Government. — Senators Cronin, DiZoglio, Kennedy, Moran, Velis, and Tarr; Representatives Ehrlich of Marblehead, Tucker of Salem, DuBois of Brockton, Barrett of North Adams, Minicucci of North Andover, Connolly of Cambridge, Gouveia of Acton, Nguyen of Andover, Philips of Sharon, Muratore of Plymouth, and Orrall of Lakeville.

Public Health. — Senators Comerford, Moran, Chandler, Rausch, Cyr, and O’Connor; Representatives Decker of Cambridge, Murray of Milford, Schmid of Westport, Lewis of Framingham, Vargas of Haverhill, Santiago of Boston, Ashe of Longmeadow, Khan of Newton, Howard of Lowell, Kane of Shrewsbury, and Dooley of Norfolk.

Public Safety and Homeland Security. — Senators Timilty, Chang-Diaz, Eldridge, Moore, Rausch, Velis, and Fattman; Representatives González of Springfield, Biele of Boston, Ayers of Quincy, Tyler of Boston, Minicucci of North Andover, Miranda of Boston, Zlotnik of Gardner, McGonagle of Everett, Sena of Acton, Ashe of Longmeadow, Vieira of Falmouth, Durant of Spencer, and Xiarhos of Barnstable.

Public Service. — Senators Brady, Finegold, Collins, DiZoglio, Eldridge, and Fattman; Representatives Gordon of Bedford, Higgins of Leominster, Ayers of Quincy, Linsky of Natick, Lipper-Garabedian of Melrose, Mark of Peru, Moran of Lawrence, Uyterhoeven of Somerville, Kushmerek of Fitchburg, Whelan of Brewster, and DeCoste of Norwell.

Racial Equity, Civil Rights, and Inclusion. — Senators Chang-Diaz, Cyr, Comerford, Gomez, Hinds, and Tarr; Representatives Williams of Springfield, Malia of Boston, Scanlon of North Attleborough, Fluker Oakley of Boston, Elugardo of Boston, Cassidy of Brockton, Moran of Lawrence, Howard of Lowell, Robinson of Framingham, Wong of Saugus, and Kane of Shrewsbury.

Revenue. — Senators Hinds, Crighton, Collins, Rausch, Timilty, and Fattman; Representatives Cusack of Braintree, Linsky of Natick, Garry of Dracut, Cassidy of Brockton, Domb of Amherst, Whipps of Athol, Markey of Dartmouth, Consalvo of Boston, Uytterhoeven of Somerville, Soter of Bellingham, and McKenna of Webster.

State Administration and Regulatory Oversight. — Senators Pacheco, Rausch, Cronin, Timilty, Velis, and Tarr; Representatives Cabral of New Bedford, Barber of Somerville, Gentile of Sudbury, Robinson of Framingham, Markey of Dartmouth, Ciccolo of Lexington, Keefe of Worcester, Donato of Medford, Schmid of Westport, Xiarhos of Barnstable, and Barrows of Mansfield.

Telecommunications, Utilities and Energy. — Senators Barrett, Pacheco, Hinds, Cyr, Finegold, and Tarr; Representatives Roy of Franklin, Mark of Peru, Fernandes of Falmouth, Meschino of Hull, Hawkins of Attleboro, Robertson of Tewksbury, Lipper-Garabedian of Melrose, Haggerty of Woburn, Owens of Watertown, Mirra of Georgetown, and Jones of North Reading.

Tourism, Arts and Cultural Development. — Senators Kennedy, Cronin, Moran, Timilty, Velis, and Fattman; Representatives Fiola of Fall River, Fernandes of Falmouth, Farley-Bouvier of Pittsfield, Keefe of Worcester, Blais of Sunderland, Vitolo of Brookline, Pignatelli of Lenox, Rogers of Norwood, Diggs of Barnstable, Muratore of Plymouth, and Vieira of Falmouth.

Transportation. — Senators Boncore, Keenan, Chandler, Lesser, Moran, Rush, and O'Connor; Representatives Straus of Mattapoisett, Devers of Lawrence, Tucker of Salem, Blais of Sunderland, Capano of Lynn, Sabadosa of Northampton, Whipps of Athol, Fluker Oakley of Boston, Kerans of Danvers, Mom of Lowell, Howitt of Seekonk, Orrall of Lakeville, and DeCoste of Norwell.

Veterans and Federal Affairs. — Senators Velis, Rush, Brady, Collins, Gobi, and Fattman; Representatives McMurtry of Dedham, Capano of Lynn, Miranda of Boston, Holmes of Boston, Silvia of Fall River, Donato of Medford, Kilcoyne of Northborough, Philips of Sharon, Duffy of Holyoke, Xiarhos of Barnstable, and Pease of Westfield.

Paper from the Senate.

The House Bill relative to accountability for vulnerable children and families (House, No. 88), came from the Senate with the endorsement that it had been referred by said branch to the committee on Children, Families and Persons with Disabilities. The House then non-concurred with the Senate in its reference; and the bill was returned to the Senate for its action.

Children and families,— reporting.

Order.

On motion of Mr. Mariano of Quincy,—

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

Next
sitting.

At three minutes after eleven o'clock A.M., on motion of Mr. Hill of Ipswich (Mr. Donato of Medford being in the Chair), the House adjourned, to meet the following Thursday at eleven o'clock A.M., in an Informal Session.

The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



THURSDAY, APRIL 1, 2021.

[31]

JOURNAL OF THE HOUSE.

Thursday, April 1, 2021.

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 Mr. Biele of Boston, the members and employees stood in a moment of silent tribute to the memory of Frederick M. Rooney. A graduate of South Boston High School and Northeastern University, Mr. Rooney proudly and honorably served his country in the United States Army during the Korean War. He was also actively involved in youth sports and activities in South Boston, proudly serving as a Little League coach for eleven years.

Frederick M.
Rooney.

Mr. Rooney is the son of the late Frederick W. Rooney and Veronica (Curran) Rooney and was a beloved and devoted husband of 66 years to Margaret "Peggy, Hon" Corliss Rooney. He was a proud and caring father of Frederick "Buddy" and his late wife Cathy, James and his wife Maryanne, Michael and his wife Valerie, Thomas "Tommy", John "Jackie", Paul, Mark and his wife Theresa, Larry and his wife Beth, Joseph, Gerard "Jay" and his wife Carolyn, Chris and his wife Lisa and the late infant son Charles. He was also a warmhearted grandfather of 30 cherished grandchildren, 11 precious great-grandchildren and uncle to many loving nieces and nephews. Mr. Rooney was a loving brother to Diane Sullivan and was predeceased by his sister, Margaret Marion Cahill and brother James W. Rooney.

Resolutions.

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

Resolutions (filed by Mr. Roy of Franklin) congratulating Kevin Joseph Armstrong on receiving the Eagle Award of the Boy Scouts of America;

Kevin
Armstrong.

Resolutions (filed by Mr. Roy of Franklin) congratulating Ryan O'Rourke on receiving the Eagle Award of the Boy Scouts of America;

Ryan
O'Rourke.

Resolutions (filed by Mr. Roy of Franklin) congratulating Dhashadyu Papineni on receiving the Eagle Award of the Boy Scouts of America; and

Dhashadyu
Papineni.

Resolutions (filed by Mr. Roy of Franklin) congratulating Abhiram Yadlapalli on receiving the Eagle Award of the Boy Scouts of America;

Abhiram
Yadlapalli.

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. Philips of Sharon, the resolutions (reported by the

committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

Petitions.

Petitions severally were presented and referred as follows:

By Ms. Duffy of Holyoke, a petition (accompanied by bill, House, No. 99) of Patricia A. Duffy (with the approval of the mayor and city council) relative to a vacancy in the office of mayor in the city of Holyoke. To the committee on Election Laws.

Holyoke,—
acting mayor.

By Mr. Vargas of Haverhill, a petition (accompanied by bill, House, No. 98) of Andres X. Vargas (with the approval of the mayor and city council) relative to authorizing Trevor J. Seaboyer to take the civil service examination for the position of firefighter in the city of Haverhill, notwithstanding the maximum age requirement. To the committee on Public Service.

Haverhill,—
Trevor
Seaboyer.

Severally sent to the Senate for concurrence.

Representatives Peake of Provincetown and Straus of Mattapoisett presented a petition (subject to Joint Rule 12) of Sarah K. Peake, William M. Straus and others for an investigation by a task force (including members of the General Court) relative to non-emergency human services transportation contracts; and the same was referred, under Rule 24, to the committee on Rules.

Human
services,—
transportation
contracts.

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 Mr. Philips of Sharon, the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on Transportation. Sent to the Senate for concurrence.

A petition (accompanied by bill, House, No. 100) of William J. Driscoll, Jr., for legislation to establish a sick leave bank for Stephen Melchin, an employee of the Trial Court (deposited with the Clerk previously to five o'clock in the afternoon on Friday, February 19, 2021) was presented and it was referred, under Rule 24 and Joint Rule 13, to the committee on the Judiciary. Sent to the Senate for concurrence.

Stephen
Melchin,—
sick leave.

Report of a Committee.

By Mr. Gordon of Bedford, for the committee on Public Service, on a petition, a Bill establishing a sick leave bank for Peter J. Fallon, an employee of the Massachusetts Department of Transportation (House, No. 97). Read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Peter
Fallon,—
sick leave.

Order.

On motion of Mr. Mariano of Quincy,—

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

Next
sitting.

At four minutes after eleven o'clock A.M., on motion of Mr. Frost of Auburn (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.

The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



MONDAY, APRIL 5, 2021.

[32]

JOURNAL OF THE HOUSE.

Monday, April 5, 2021.

Met according to adjournment at eleven o'clock A.M., in an Informal Session, with Mr. Garballey of Arlington 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. Garballey) and led by Emma Marie Vieira, the daughter of Representative Vieira of Falmouth, the members and employees joined with them in reciting the pledge of allegiance to the flag.

Pledge of
allegiance.

Silent Prayer.

At the request of Representatives Cabral of New Bedford, Markey of Dartmouth and Xiarhos of Barnstable, the members, employees and the guest stood in a moment of silent tribute to the memory of the Very Reverend Archimandrite Constantine Spyridon Bebis. Father Bebis was born on the Island of Crete, Greece and survived the starvation and bombing of Athens during the Nazi occupation of Greece during WWII.

Very Reverend
Archimandrite
Constantine
Spyridon Bebis.

He became a Greek Orthodox priest in Danbury, Connecticut then moved to New Bedford, Massachusetts in 1953. He was the priest and Spiritual Leader to the Greater New Bedford Greek Orthodox community for nearly 60 years. He also faithfully guided the efforts to build a new church on Cross Road in Dartmouth, Massachusetts. The Ecumenical Patriarchate of Constantinople awarded the title of Protopresbyter to Father Bebis, the highest rank of a married priest in the Greek Orthodox Church, in 1976.

He was an advocate for social justice, literacy, and learning, and numerous other philanthropic, community, and charitable works.

Father Bebis passed away on March 9th, 2021, at the age of ninety-four.

Resolutions.

Resolutions (filed with the Clerk by Ms. Nguyen of Andover and other members of the House) supporting Asian and Asian-American communities in the Commonwealth, were referred under Rule 85, to the committee on Rules.

Asian and
Asian-American
communities.

Mr. Galvin of Canton, for said committee, reported that the resolutions ought to be adopted. Under suspension of the rules, 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.

Papers from the Senate.

Bills

Validating the results of the annual town meeting and the annual town election held in the town of Hubbardston (printed in Senate, No. 24) (on a message from His Excellency the Governor); and

Hubbardston,—
town election.

Authorizing certain investments by the treasurer of the town of East Bridgewater (Senate, No. 31, amended in section 1, in line 2, by inserting after the word “any” the word “trust”) (on a petition) [Local Approval Received];

East
Bridgewater,—
investment.

Severally passed to be engrossed by the Senate, were read; and they were referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

A petition (accompanied by bill, Senate, No. 41) of Sal N. DiDomenico (with approval of the mayor and city council) for legislation relative to the city of Everett home rule charter (deposited with the Senate Clerk previously to five o’clock in the afternoon on Friday, February 19, 2021), was referred, in concurrence, under Rule 24 and Joint Rule 13, to the committee Municipalities and Regional Government.

Everett,—
charter.

A petition (accompanied by bill, Senate, No. 40) of Ryan C. Fattman and Peter J. Durant (by vote of the town) for legislation to authorize the town of Southbridge to grant additional licenses for the sale of all alcoholic beverages to be drunk on the premises, was referred, in concurrence, to the committee on Consumer Protection and Professional Licensure.

Southbridge,—
liquor
licenses.

Reports of Committees.

By Mr. Ryan of Boston, for the committee on Election Laws, on a petition, a Bill relative to a vacancy in the office of mayor in the city of Holyoke (House, No. 99) [Local Approval Received]. Read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Holyoke,—
acting mayor.

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

Under suspension of the rules, on motion of Mr. Vieira of Falmouth, 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 Reading to be correctly drawn) was read a third time; and it was passed to be engrossed. Sent to the Senate for concurrence.

Orders of the Day.

The Senate Bill directing the city of Boston police department to waive the maximum age requirement for police officers for Daryle Lamonica (Senate, No. 33), 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.

Recess.

At twenty-seven minutes before twelve o’clock noon, the Chair (Mr. Garballey of Arlington) declared a recess, subject to the call of the Chair; and at nineteen minutes after twelve o’clock noon, the House was called to order with Mr. Garballey in the Chair.

Recess.

Engrossed Bills.

Engrossed bills

Directing the city of Boston police department to waive the maximum age requirement for police officers for Daryle Lamonica (see Senate, No. 33) (which originated in the Senate); and

Bills
enacted.

Concerning the acting mayor of Holyoke (see House, No. 99) (which originated in the House);

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.

Order.

On motion of Mr. Mariano of Quincy,—

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

Next
sitting.

At twenty-four minutes after twelve o'clock noon, on motion of Mr. Vieira of Falmouth (Mr. Garballey of Arlington being in the Chair), the House adjourned, to meet the following Thursday at eleven o'clock A.M., in an Informal Session.

The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



THURSDAY, APRIL 8, 2021.

[33]

JOURNAL OF THE HOUSE.

Thursday, April 8, 2021.

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.

Special Communication.

The following communication, together with returns of votes and schedules therein referred to, was received from the Secretary of the Commonwealth, to wit:—

COMMONWEALTH OF MASSACHUSETTS
OFFICE OF THE SECRETARY
STATE HOUSE, BOSTON 02133

April 7, 2021.

To the Honorable House of Representatives:

I have the honor to lay before you the returns of votes cast at the special election held in this Commonwealth on the thirtieth day of March 2021, for Representative in the General Court, Nineteenth Suffolk District, together with schedules showing the number of ballots which appear to have been cast for each person voted for.

These returns have been duly canvassed by the Governor and Council, and are now transmitted for examination by the House of Representatives, as required by the Constitution.

Returns of
votes for
Representative
in the 19th
Suffolk
District.

Very truly yours,

WILLIAM FRANCIS GALVIN,
Secretary of the Commonwealth.

Member-elect to be Qualified.

The Speaker announced that he had appointed Representative Honan of Boston as a special committee of the House to witness the qualification as a member of the House of Representatives of Jeffrey Rosario Turco, member-elect from the Nineteenth Suffolk District, to be administered in the vicinity of the Grand Staircase of the State House at such time as may be convenient to the Governor and Council.

The Chair (Mr. Donato of Medford) then announced that said special committee of the House had completed the assignment, and that Representative Turco had, on

Representative-
elect Jeffrey
Rosario Turco,—
qualification.

Id.

Wednesday, April 7, 2021, taken and subscribed the necessary oaths of office, and was now duly qualified as a member of the House.

Appointments of the Speaker.

The Speaker announced that he had made the following appointments:

That Representatives Giannino of Revere, Chan of Quincy and Madaro of Boston had been appointed as his designees (under Section 70 of Chapter 3 of the General Laws) to the permanent commission on the Future of Metropolitan Beaches;

Metropolitan beaches.

That Representatives Hogan of Stow, Kerans of Danvers and Dr. Alan Woolf of Boston Children’s Hospital had been appointed as his designees (under Section 98 of Chapter 227 of the Acts of 2020) to the interagency task force established to review and investigate water and ground contamination of per- and polyfluoroalkyl substances across the Commonwealth;

Water and ground contamination.

That Representative Elugardo of Boston had been appointed as chair (under Section 110 of Chapter 253 of the Acts of 2020) to the special legislative commission on Structural Racism in Correctional Facilities of the Commonwealth;

Correctional facilities,—racism.

That Representative Vargas of Haverhill had been appointed as chair (under Section 111 of Chapter 253 of the Acts of 2020) to the special legislative commission on Structural Racism in the Parole Process;

Parole process,—racism.

That Representative Nguyen of Andover had been appointed as chair (under Section 112 of Chapter 253 of the Acts of 2020) to the special legislative commission on Structural Racism in the Massachusetts Probation Service; and

Probation service,—racism.

That Representative Ehrlich had been appointed as his designee (under Section 168D of Chapter 6 of the General Laws, inserted by Section 1 of Chapter 337 of the Acts of 2020) to the task force on Sexual Misconduct Surveys.

Sexual misconduct surveys.

Resolutions.

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

Resolutions (filed by Mr. Roy of Franklin) congratulating Joshua Thomas Auler on receiving the Eagle Award of the Boy Scouts of America; and

Joshua Auler.

Resolutions (filed by Mr. Santiago of Boston) commending the Puerto Rican Veteran’s Monument Square Association, Inc. for their recognition of April 13, 2021 as the 65th Infantry Regiment “The Borinqueneers” Day;

Borinqueneers 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. McGonagle of Everett, 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 MBTA Fiscal and Management Control Board (see Section 207 of Chapter 46 of the Acts of 2015) submitting the sixth and additional final report relative to its revenue, operating budget, capital plan and progress toward meeting performance metrics and targets;

MBTA,—performance and targets.

<p>From the Massachusetts Rehabilitation Commission (see Section 79(h) of Chapter 6 of the General Laws) submitting its annual report for the calendar year 2020;</p>	<p>Rehabilitation commission.</p>
<p>From the Office of the Norfolk 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 Norfolk County for the calendar year 2020;</p>	<p>Norfolk, — juvenile justice.</p>
<p>From the Department of Mental Health (see Section 9 of Chapter 321 of the Acts of 2008) submitting the annual report for the fiscal year 2020 of the Children’s Behavioral Health Knowledge Center;</p>	<p>Children’s health center.</p>
<p>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’ fraud and other insurance fraud [copies of said report were forwarded to the committees on Financial Service and Labor and Workforce Development];</p>	<p>Automobile insurance fraud.</p>
<p>From the Office of Community Corrections of the Trial Court (see Section 5 of Chapter 211F of the General Laws) submitting the fiscal year 2020 annual report of the Massachusetts Probation Service, Office of Community Corrections, including a statistical report on the utilization of community corrections centers;</p>	<p>Community corrections centers.</p>
<p>From the Massachusetts Development Finance Agency (MassDevelopment) (see Section 45C of Chapter 75 of the General Laws) submitting the third annual report of the Innovation Voucher Program Fund;</p>	<p>Innovation Voucher Program Fund.</p>
<p>From the Department of Transitional Assistance (see Section 2 of Chapter 18 of the General Laws) submitting a report entitled: Fiscal Year 2021 Report on Standard Budgets of Assistance for Transitional Aid to Families with Dependent Children [copies of said report were forwarded to the committees on House Ways and Means and Children, Families and Persons with Disabilities, as required by said law];</p>	<p>Transitional assistance,— dependent children.</p>
<p>From the Department of Transitional Assistance (see Section 2 of Chapter 18 of the General Laws) submitting a report entitled: Electronic Benefit Transfer (EBT) Photo Requirements Exemptions [copies of said report were forwarded to the committee on House Ways and Means and Children, Families and Persons with Disabilities, as required by said law];</p>	<p>EBT photo requirements exemptions.</p>
<p>From the Department of Transitional Assistance (see Section 2 of Chapter 18 of the General Laws) submitting a report entitled: Transitional Aid to Families with Dependent Children - Eligible Noncitizen Status Clients [copies of said report were forwarded to the committees on House Ways and Means and Children, Families and Persons with Disabilities, as required by said law];</p>	<p>Transitional aid,— noncitizens.</p>
<p>From the Executive Office of Labor and Workforce Development (see Chapter 197 of the Acts of 2020) submitting a report regarding the Lost Wages Assistance Program;</p>	<p>Lost Wages Assistance Program.</p>
<p>From the Executive Office of Health and Human Services (see Section 16F of Chapter 6A of the General Laws) submitting the Massachusetts Rehabilitation Commission Fiscal Year 2021 Chapter 171 Report and Annual Individual and Family Support Plan;</p>	<p>Individual and Family Support Plan.</p>
<p>From the Executive Office of Health and Human Services (see Section 16F of Chapter 6A of the General Laws) submitting the Department of Developmental Services Fiscal Year 2021 Chapter 171 Report and Annual Individual and Family Support Plan;</p>	<p>Id.</p>
<p>From the Executive Office of Health and Human Services (see Section 16F of Chapter 6A of the General Laws) submitting the Department of Mental Health Fiscal Year 2021 Chapter 171 Report and Annual Individual and Family Support Plan;</p>	<p>Id.</p>

From the Executive Office of Health and Human Services (see Section 16F of Chapter 6A of the General Laws) submitting the Department of Public Health Fiscal Year 2021 Chapter 171 Report and Annual Individual and Family Support Plan;	Id.
From the Executive Office of Health and Human Services (see Section 16F of Chapter 6A of the General Laws) submitting the Massachusetts Commission for the Blind Fiscal Year 2021 Chapter 171 Report and Annual Individual and Family Support Plan;	Id.
From the Executive Office of Health and Human Services (see Section 16F of Chapter 6A of the General Laws) submitting the Massachusetts Commission for the Deaf and Hard of Hearing Fiscal Year 2021 Chapter 171 Report and Annual Individual and Family Support Plan;	Id.
From the Executive Office of Health and Human Services (see Section 16F of Chapter 6A of the General Laws) submitting the MassHealth Fiscal Year 2021 Chapter 171 Report and Annual Individual Family and Support Plan;	Id.
From the Executive Office of Health and Human Services (see Section 15 of Chapter 118I of the General Laws) submitting the fiscal year 2020 annual report of the Health Information Technology Council Report;	Health information technology.
From the Executive Office of Health and Human Services (see Section 217(c) of Chapter 6 of the General Laws) submitting the annual report of the Massachusetts Autism Commission for 2020;	Autism Commission.
From the Executive Office of Health and Human Services (see Chapter 287 of the Acts of 2020) submitting a report from the Department of Public Health on the status of the Long Term Facility Report; and	Long Term Facility Report.
From the Executive Office of the Trial Court (see Section 2 of Chapter 257 of the Acts of 2020) submitting the monthly report the number of actions for summary process entered and filed with each court having jurisdiction over an action for summary process for the month of January, 2021;	Trial Court,—jurisdiction.
Severally were placed on file.	

Reports.

Annual reports	
Of the Commissioner of the Department of Mental Health (under Section 35 of Chapter 123 of the General Laws) submitting the calendar year 2020 annual report of facilities other than the Massachusetts Correctional Institution at Bridgewater being used for treatment of certain males and the number of persons so committed to such facilities in the previous year;	Treatment facilities report.
Of the Office of the Inspector General (see Section 86 of Chapter 227 of the Acts of 2020) submitting a report entitled: MassHealth and Health Safety Net: 2020 Annual Report;	MassHealth, Health Safety Net.
Of the Massachusetts Office of Travel and Tourism (under Section 13T of Chapter 23A of the General Laws) submitting the annual report on state expenditures to promote tourism for the calendar year 2020;	State tourism expenditures.
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 2020; and	Department of Public Utilities.
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	Contraband tobacco distribution.

to foster compliance with the law and conduct targeted investigations and enforcement actions against violence; and

Biennial reports

Of the Personal Care Attendant Quality Home Care Workforce Council (under Section 75(a) of Chapter 118E of the General Laws) submitting a performance review for the calendar years 2019 and 2020; and

Personal Care Attendant Home Care Council.

Of the Department of Revenue submitting (under Chapter 207 of the Acts of 2018) its annual review of tax expenditures; and

Tax expenditures.

Quarterly reports

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 calendar year 2020; and

Plymouth County Correctional Facility.

Of the Office of the State Auditor (under Section 17 of Chapter 11 of the General Laws) submitting its second quarter fiscal year report of the Bureau of Special Investigations from October 1, 2020 to December 31, 2020; and

Bureau of Special Investigations.

Reports

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 calendar year 2020;

Real and leased property.

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

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;

Tobacco products,— divestment.

Of the Massachusetts District Attorneys Association (under item 0340-2100 of Chapter 227 of the Acts of 2020) submitting its data from the District Attorneys relative to their criminal prosecutions and workloads for calendar year 2020;

Criminal prosecutions and workloads.

Of the Department of Unemployment Assistance (under Section 14F of Chapter 151A of the General Laws) submitting the January 2021 Unemployment Insurance Trust Fund Report;

Unemployment Trust Fund.

Of the Massachusetts Housing and Shelter Alliance (see item 7004-0104 of Section 2 of Chapter 227 of the Acts of 2020) submitting a progress report entitled: Permanent Supportive Housing – A Solution-Driven Model, January 2021 Home and Healthy for Good;

Permanent Supportive Housing,— progress.

Of the Northwestern District Attorney's Office (under Section 99 of Chapter 272 of the General Laws) submitting a report relative to wiretaps for calendar year 2020;

Northwestern,— wiretaps.

Of the Hampden County District Attorney's Office (under Section 99 of Chapter 272 of the General Laws) submitting a report relative to wiretaps for calendar year 2020;

Hampden County,— wiretaps.

Of the District Attorney of Norfolk County (under Section 99 of Chapter 272 of the General Laws) submitting a report relative to wiretaps for calendar year 2020;

Norfolk,— wiretaps.

Of the District Attorney of the Cape and Islands District (under Section 99 of Chapter 272 of the General Laws) submitting a report relative to wiretaps for calendar year 2020;

Cape and Islands,— wiretaps.

Of the District Attorney of Essex County (under Section 99 of Chapter 272 of the General Laws) submitting a report relative to wiretaps for calendar year 2020;

Essex,— wiretaps.

Of the District Attorney of Worcester County (under Section 99 of Chapter 272 of the General Laws) submitting a report relative to wiretaps for calendar year 2020;

Worcester,—
wiretaps.

Of the Middlesex District Attorney (under Section 99 of Chapter 272 of the General Laws) submitting a report relative to wiretaps for calendar year 2020; and

Middlesex,—
wiretaps.

Of the Bristol County District Attorney's Office (under Section 99 of Chapter 272 of the General Laws) submitting a report relative to wiretaps for calendar year 2020;

Bristol,—
wiretaps.

Severally were placed on file.

Reports of a Committee.

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

The Senate Bill validating the results of the annual town meeting and the annual town election held in the town of Hubbardston (printed in Senate, No. 24); and

Hubbardston,—
elections.

The House Bill establishing a sick leave bank for Peter J. Fallon, an employee of the Massachusetts Department of Transportation (House, No. 97);

Peter Fallon,—
sick leave.

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

Order.

On motion of Mr. Mariano of Quincy,—

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

Next
sitting.

At seven minutes after eleven o'clock A.M., on motion of Mr. Vieira of Falmouth (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.

The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



MONDAY, APRIL 12, 2021.

[34]

JOURNAL OF THE HOUSE.

Monday, April 12, 2021.

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.

Petition.

Mr. Silvia of Fall River presented a petition (subject to Joint Rule 12) of Alan Silvia and Michael J. Rodrigues for legislation to establish a sick leave bank for Linda R. Berube, an employee of the Department of Developmental Service; and the same was referred, under Rule 24, to the committee on Rules.

Linda
Berube,—
sick leave.

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 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.

Papers from the Senate.

Petitions were referred, in concurrence, as follows:

Petition (accompanied by bill, Senate, No. 42) of Bruce E. Tarr and Ann-Margaret Ferrante (with approval of the mayor and city council) for legislation relative to increasing city of Gloucester parking fines; and

Gloucester,—
parking fines.

Petition (accompanied by bill, Senate, No. 43) of Anne M. Gobi and Brian M. Ashe (by vote of the town) for legislation to further define a quorum of a public body in the town of Monson;

Monson,—
quorum.

Severally to the committee on Municipalities and Regional Government.

Petition (accompanied by bill, Senate, No. 44) of Diana DiZoglio (with approval of the mayor and city council) for legislation to authorize Eric M. Cyr to take the civil service examination for the position of firefighter in the city of Haverhill notwithstanding the maximum age requirement. To the committee on Public Service.

Haverhill,—
Eric Cyr.

Report of a Committee.

By Miss Gregoire of Marlborough, for the committee on Bonding, Capital Expenditures and State Assets, that the Bill financing the reconstruction of the Soldiers' Home in Holyoke (House, No. 96), ought to pass with an amendment substituting therefor a bill with the same title (House, No. 102) [Bond Issue: General

Holyoke
Soldiers'
Home.

Obligation Bonds: \$400,000,000.00]. Read and referred, under Rule 33, to the committee on Ways and Means, with the amendment pending.

Order.

On motion of Mr. Mariano of Quincy,—

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

Next
sitting.

At three minutes after eleven o'clock A.M., on motion of Mrs. Kane of Shrewsbury (Mr. Donato of Medford being in the Chair), the House adjourned, to meet the following Wednesday at eleven o'clock A.M., in an Informal Session.

The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



WEDNESDAY, APRIL 14, 2021.

[35]

JOURNAL OF THE HOUSE.

Wednesday, April 14, 2021.

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.

Paper from the Senate.

The following notice was received from the Clerk of the Senate, to wit:—

April 12, 2021.

Honorable Steven T. James
Clerk of the House of Representatives
Room 145 State House
Boston, MA 02133

Dear Mr. Clerk:

I have the honor to inform you that the Honorable Karen E. Spilka, President of the Senate made the following appointments:

Senator Julian Cyr, Dr. David Reckhow and Jeffrey Arps (under Section 98 of Chapter 227 of the Acts of 2020) to the interagency taskforce to review and investigate water and ground contamination of per- and polyfluoroalkyl substances.

Water and
ground
contamination.

Senator Anne M. Gobi (under Section 94 of Chapter 358 of the Acts of 2020) to the special commission regarding the need for agriculture in the Commonwealth in the 21st Century.

Agriculture.

Senator Susan L. Moran and Heidi Kaufman (under Section 106 of Chapter 227 of the Acts of 2020) to the special commission on Early Education and Care Economic Review.

Early
Education
and Care.

Joseph Corazzini (under Section 15 of Chapter 132 of the Acts of 2019) to the Twenty-First Century Education Advisory Council.

Education
council.

David Rosenbloom (under Section 1 of Chapter 309 of the Acts of 2020) to the Opioid Recovery and Remediation Fund Advisory Board.

Opioids.

Respectfully,
MICHAEL D. HURLEY
Clerk of the Senate.

Reports of Committees.

By Mr. Michlewitz of Boston, for the committee on Ways and Means, that the Bill financing the reconstruction of the Soldiers' Home in Holyoke (House, No. 96), ought to pass with an amendment substituting a bill with the same title (House, No. 3701) [Bond Issue: \$400,000,000.00].

Holyoke
Soldiers'
Home.

Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling, with the amendment previously recommended by the committee on Bonding, Capital Expenditures and State Assets,— to amend the bill by substitution a bill with the same title (House, No. 102),— and the amendment recommended by the committee on Ways and Means pending.

Mr. Honan of Boston, for the committee on Steering, Policy and Scheduling, then reported that the matters be scheduled for consideration by the House.

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

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

The amendment recommended by the committee on Ways and Means then was adopted; and the substituted bill (House, No. 3701) was ordered to a third reading.

By Mr. Honan of Boston, for the committee on Steering, Policy and Scheduling, that the Senate Bill authorizing certain investments by the treasurer of the town of East Bridgewater (Senate, No. 31, amended) [Local Approval Received], be scheduled for consideration by the House.

East
Bridgewater,—
investments.

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.

By Mr. Day of Stoneham, for the committee on the Judiciary, on a petition, a Bill establishing a sick leave bank for Stephen Melchin, an employee of the Trial Court of the Commonwealth (House, No. 100). Read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Stephen
Melchin,—
sick leave.

Mr. Honan of Boston, for said committee, then reported that the matter be scheduled for consideration by the House; and, under said rule, it was placed in the Orders of the Day for the next sitting for a second reading.

Order.

On motion of Mr. Mariano of Quincy,—

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

Next
sitting.

At twenty-five minutes before twelve o'clock noon, on motion of Mrs. Kane of Shrewsbury (Mr. Donato of Medford being in the Chair), the House adjourned, to meet the following day at eleven o'clock A.M.

The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



THURSDAY, APRIL 15, 2021.

[36]*

JOURNAL OF THE HOUSE.

Thursday, April 15, 2021.

Met according to adjournment at eleven o'clock A.M., under emergency rules, with Mr. Garballey of Arlington 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. Garballey), the members and employees joined with him in reciting the pledge of allegiance to the flag.

Pledge of
allegiance.

Silent Tributes.

During the session, the Speaker took the Chair, and addressed the House, as follows:

One Boston
Day.

Today we mark the anniversary of the tragic events surrounding the 117th Boston Marathon.

As we sit in the Chamber today, we take the opportunity to remember the survivors and the families of all those impacted; to thank the heroes of that day; and to reflect on our community's strength and resiliency.

In the past eight years, we have proven that in the face of unthinkable inhumanity there is unrelenting good.

Please join me in a moment of silence.

Ms. Hogan of Stow being the Chair,— At the request of Mr. Oliveira of Ludlow, the members and employees stood in a moment of silent tribute to the memory of former Ludlow Fire Chief Homer R. Dubois, who passed away this month at the age of 98. He served as Ludlow Fire Chief for more than two decades and was a member of the department for more than 40 years. He was a United States Navy Veteran who proudly served during WWII in the South Pacific. He leaves behind his wife of 71 years, May Dubois, his children, and several grandchildren and great-grandchildren.

Homer
Dubois.

Southeast Asian New Year.

During the session, Mr. Wong of Saugus took the Chair and, at the request of Representatives Wong, Chan of Quincy, Schmid of Westport, Mom of Lowell, Nguyen of Andover, Robinson of Framingham, Howard of Lowell and Uytterhoeven of Somerville, the members and employees made special recognition that on Wednesday, April 14th, Southeast Asian New Year was celebrated by millions of Asian Americans in the United States and that it is widely celebrated in Cambodia, Thailand, Laos, Bangladesh, India, Nepal, Myanmar, Sri Lanka, Pakistan, and the Maldives. This will be the 2,564th year of the Buddhist calendar. Southeast Asian New Year is characterized by the gathering of families, playful water fights, local games, and it is a very spiritual occasion with unique traditional rituals, community activities, and cultural performances.

Southeast
Asian
New Year.

It is traditionally a time to wish upon others good fortune, health, prosperity, and happiness. In observance of this Southeast Asian New Year, the Year of the Ox, the Massachusetts House of Representatives recognizes the cultural and historical significance of Southeast Asian New Year and wishes Asian Americans and all individuals who observe this holiday a happy, peaceful, and prosperous new year.

Appointments of the Speaker.

The Speaker announced that he had made the following appointments:

That Doug Spicer of Newton had been appointed as his designee (under Section 69 of Chapter 3 of the General Laws) to the permanent commission on the Status of Grandparents Raising Grandchildren;

Grandparents.

That Karla Baehr had been appointed as his designee (under Section 15 of Chapter 132 of the Acts of 2019) to the Twenty-First Century Education Advisory Council;

Education
Advisory
Council.

That Representative Blais of Sunderland had been appointed as his designee (under Section 22 of Chapter 132 of the Acts of 2019) to the special commission to study and make recommendations concerning the long-term fiscal health of rural school districts that are facing or may face declining student enrollment; and

School
districts,—
enrollment.

That Sarah Sian and Thomas Weber had been appointed as his designees (under Section 106 of Chapter 227 of the Acts of 2020) to the Early Education and Care Economic Review Commission.

Economic
Review
Commission.

Reports of Committees.

Mr. Michlewitz of Boston, for the committee on Ways and Means, on House, No. 1, reported, in part, a Bill making appropriations for the fiscal year 2022 for the maintenance of the departments, boards, commissions, institutions and certain activities of the Commonwealth, for interest, sinking fund and serial bond requirements and for certain permanent improvements (House, No. 4000) [Total appropriation: \$47,649,047,965.00]. Read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

General
Appropriation
Bill.

Mr. Honan of Boston, 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. Pending the question on ordering the bill to a third reading, the same member moved that further consideration thereof be postponed until Monday, April 26; and the motion prevailed.

Recess.

At seven minutes after eleven o'clock A.M., on motion of Mrs. Kane of Shrewsbury (Mr. Garballey of Arlington being in the Chair), the House recessed until one o'clock P.M.; and at twelve minutes after one o'clock, the House was called to order by Ms. Hogan of Stow.

Recess.

Quorum.

As required under the provision of Emergency Rule 2(4), a roll call was taken for the purpose of ascertaining the presence of a quorum; and on the roll call 160 members were recorded as being in attendance.

Quorum,—
yea and nay
No. 18.

[See [Yea and Nay No. 18 in Supplement.](#)]

Therefore a quorum was present.

Orders of the Day.

The Speaker being the Chair,—

The Senate Bill validating the results of the annual town meeting and the annual town election held in the town of Hubbardston (printed in Senate, No. 24), 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.

Ms. Hogan of Stow being the Chair,—

The House Bill establishing a sick leave bank for Stephen Melchin, an employee of the Trial Court of the Commonwealth (House, No. 100), was read a second time; and it was ordered to a third reading.

Second
reading
bill.

The Speaker being the Chair,—

The House Bill establishing a sick leave bank for Peter J. Fallon, an employee of the Massachusetts Department of Transportation (House, No. 97), reported by the committee on Bills in the Third Reading to be correctly drawn, was read a third time.

Peter
Fallon,—
sick leave.

Pending the question on passing the bill to be engrossed, Ms. Garlick of Needham moved to amend it by inserting before the enacting clause the following emergency preamble:

“Whereas, The deferred operation of this act would tend to defeat its purpose, which is to establish forthwith a sick leave bank for a certain employee of the department of transportation, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.”

The amendment was adopted; and the bill (House, No. 97, amended) was passed to be engrossed. Sent to the Senate for concurrence.

Ms. Hogan of Stow being the Chair,—

The House Bill financing the reconstruction of the Soldiers’ Home in Holyoke (House, No. 3701), reported by the committee on Bills in the Third Reading to be correctly drawn, was read a third time.

Holyoke
Soldiers’ Home.

After debate on the question on passing the bill to be engrossed (the Speaker being in the Chair), the sense of the House was taken by yeas and nays at the request of Miss Gregoire of Marlborough; and on the roll call 160 members voted in the affirmative and 0 in the negative.

Bill passed to
be engrossed,—
yea and nay
No. 19.

[See [Yea and Nay No. 19 in Supplement.](#)]

Therefore the bill was passed to be engrossed. Sent to the Senate for concurrence.

Order.

On motion of Ms. Hogan of Stow,—

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

Next
sitting.

At two o'clock P.M., on motion of Mr. Wong of Saugus (the Speaker being in the Chair), the House adjourned, to meet the following Tuesday at eleven o'clock A.M., in an Informal Session.

The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



TUESDAY, APRIL 20, 2021.

[37]

JOURNAL OF THE HOUSE.

Tuesday, April 20, 2021.

Met according to adjournment at eleven o'clock A.M., in an Informal Session, with Mr. Garballey of Arlington 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. Garballey), the members and employees joined with him in reciting the pledge of allegiance to the flag.

Pledge of
allegiance.

Message from the Governor — Bill Returned with Recommendation of Amendments.

Message from His Excellency the Governor returning with recommendations of amendments to sections 13 to 17, inclusive, and also to sections 22 and 29 of the engrossed Bill financing a program for improvements to the Unemployment Insurance Trust Fund and providing relief to employers and workers in the Commonwealth [see House, No. 90, amended] (for message, see House, No. 3703) was filed in the office of the Clerk on Thursday, April 1.

Unemployment
Insurance Trust
Fund,—
amendments.

The message was read; and said sections (printed as House, No. 3702) were referred, on motion of Ms. Garlick of Needham, to the committee on Bills in the Third Reading.

Resolutions.

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

Resolutions (filed by Ms. Hogan of Stow) recognizing Joseph J. Durant on his forty-two years of service to the town of Hudson;

Joseph
Durant.

Resolutions (filed by Ms. Hogan of Stow) recognizing John M. Parent on his twenty-one years of service to the town of Hudson; and

John
Parent.

Resolutions (filed by Ms. Domb of Amherst and other members of the House) congratulating the University of Massachusetts Amherst men's hockey team for winning the 2021 National Championship;

UMass,—
hockey
champions.

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.

Engrossed Bill.

The engrossed Bill validating the results of the annual town meeting and the annual town election held in the town of Hubbardston (see Senate Bill printed in Senate, No. 24) (which originated in the Senate), having been certified by the Clerk

Bill
enacted.

to be rightly and truly prepared for final passage, was passed to be enacted (more than two-thirds of the members having agreed to pass the same); and it was signed by the acting Speaker and sent to the Senate.

Order.

On motion of Mr. Mariano of Quincy,—

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

Next
sitting.

At six minutes after eleven o'clock A.M., on motion of Mr. Wong of Saugus (Mr. Garballey of Arlington being in the Chair), the House adjourned, to meet the following Thursday at eleven o'clock A.M., in an Informal Session.

The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



THURSDAY, APRIL 22, 2021.

[38]

JOURNAL OF THE HOUSE.

Thursday, April 22, 2021.

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.

Petition.

Representative Muradian of Grafton and Senator Moore presented a joint petition (accompanied by bill, House, No. 3705) of David K. Muradian, Jr., and Michael O. Moore (by vote of the town) that the town of Grafton be authorized to amend the charter of said town; and the same was referred to the committee on Municipalities and Regional Government. Sent to the Senate for concurrence.

Grafton,—
charter.

Papers from the Senate.

Petitions were referred, in concurrence, as follows:

Petition (accompanied by bill, Senate, No. 2438) of Michael J. Barrett and Tami L. Gouveia (by vote of the town) for legislation to establish a building permit surcharge in the town of Concord. To the committee on Housing.

Concord,—
building permit
surcharge.

Petition (accompanied by bill, Senate, No. 2437) of Michael J. Barrett and Tami L. Gouveia (by vote of the town) for legislation to establish a real estate transfer fee upon the transfer of property in the town of Concord. To the committee on Revenue.

Concord,—
real estate
transfer fee.

Reports of Committees.

By Mr. Gordon of Bedford, for the committee on Public Service, on a message from His Excellency the Governor, a Bill authorizing the town of Berlin to continue the employment of Paul Kenneth Clark (printed in House, No. 92).

Burlington,—
Paul Clark.

By the same member, for the same committee, on a petition, a Bill authorizing Trevor J. Seaboyer to take the civil service examination for the position of firefighter in the city of Haverhill notwithstanding the maximum age requirement (House, No. 98) [Local Approval Received].

Haverhill,—
Trevor
Seaboyer.

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

Order.

On motion of Mr. Mariano of Quincy,—

Ordered, That when the House adjourns today, it adjourn to meet on Monday next at ten o'clock A.M.; and that notwithstanding the provisions of House Rule 12, or any other rule to the contrary, the Clerk shall be directed to publish the Calendar for Monday, April 26, 2021, containing only the General Appropriation Bill.

Next
sitting.

At four minutes after eleven o'clock A.M., on motion of Mr. Muradian of Grafton (Mr. Donato of Medford being in the Chair), the House adjourned, to meet the following Monday at ten o'clock A.M.

The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



MONDAY, APRIL 26, 2021.

[39]*

JOURNAL OF THE HOUSE.

Monday, April 26, 2021.

Met according to adjournment at ten o'clock A.M., under emergency rules, 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.

During the session (Ms. Hogan of Stow being in the Chair), at the request of Mr. McMurtry of Dedham, the members and employees stood in a moment of silent tribute to the memory of former Norfolk County Commissioner Francis W. O'Brien, a true public servant.

Francis
O'Brien.

Francis W. O'Brien served as Chairman of the Norfolk County Commissioners and was first appointed as a Commissioner in 2002 and re-elected until 2020.

Commissioner O'Brien was a lifelong Dedham resident, a graduate of Dedham High School, and a United States Navy Veteran. After serving in the Navy, Commissioner O'Brien began his career as a Dedham firefighter and later became legislative liaison for the MBTA. He served on the Dedham Select Board for 13 years and was also a member of the Dedham Charter Commission and Board of Assessors.

Chairman O'Brien was a member of the Dedham High School Sports Hall of Fame and was active in the Dedham High School Pop Warner Football Program, Dedham Youth Hockey, Dedham Little League and the Dedham Men's Softball League. He was also a proud member of American Legion Post 18 Lodge 10 Boston Elks.

The House of Representatives extends its sympathies to the family of Commissioner O'Brien, may he rest easy and in eternal peace.

Paper from the Senate.

A message from His Excellency the Governor recommending legislation relative to public safety and transparency by transportation network companies (Senate, No. 2436), was referred, in concurrence, to the committee on Transportation.

Transportation
network
companies.

Recess.

At nine minutes after ten o'clock A.M., on motion of Mr. Wong of Saugus (Mr. Donato of Medford being in the Chair), the House recessed until eleven o'clock A.M.; and at twenty-one minutes before twelve o'clock noon the House was called to order with Ms. Hogan of Stow in the Chair.

Recess.

Quorum.

As required under the provision of Emergency Rule 2(4), a roll call was taken for the purpose of ascertaining the presence of a quorum; and on the roll call 160 members were recorded as being in attendance.

[See [Yea and Nay No. 20](#) in Supplement.]

Therefore a quorum was present.

Quorum,—
yea and nay
No. 20.

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) honoring Octavio Cerullo, a multiple Purple Heart recipient, on his one hundredth birthday; and

Resolutions (filed by Mr. Lombardo of Billerica) recognizing May 1-7, 2021 as Elks National Youth Week;

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

Octavio
Cerullo.
Elks National
Youth Week.

Orders of the Day.

The Speaker being in the Chair,— The House Bill making appropriations for the fiscal year 2022 for the maintenance of the departments, boards, commissions, institutions and certain activities of the Commonwealth, for interest, sinking fund and serial bond requirements and for certain permanent improvements (House, No. 4000), was considered, the main question being on ordering the bill to a third reading.

After debate on the question on ordering the bill to a third reading, Mr. Chan of Quincy and other members of the House moved to amend it by inserting after section 18 the following section:

“SECTION 18A. Chapter 158 of the acts of 2005, as amended by section 15 of chapter 63 of the acts of 2007, is hereby further amended by striking out section 9 and inserting in place thereof the following section:

Section 9. This act shall be effective for tax years beginning on or after January 1, 2006.”

After debate on the question on adoption of the amendment, the sense of the House was taken by yeas and nays, at the request of Mr. Chan; and on the roll call 160 members voted in the affirmative and 0 in the negative.

[See [Yea and Nay No. 21](#) in Supplement.]

Therefore the amendment was adopted.

Mr. Jones of North Reading and other members of the House then moved to amend the bill by inserting after section 10 the following four sections:

“SECTION 10A. Subsection (p) of section 6 of chapter 62 of the General Laws, as so appearing, is hereby amended by inserting after the word ‘amended’, in line 769, the following words: , or a private nonprofit trust established pursuant to chapter 203 organized for the purposes of land conservation, which is authorized to do business in the commonwealth, and which has tax-exempt status as a nonprofit charitable

General
Appropriation
Bill.

Amendment
adopted,—
yea and nay
No. 21.

organization as described in section 501(c)(3) of the Internal Revenue Code of 1986, as amended.

SECTION 10B. Said subsection (p) of said section 6 of said chapter 62, as so appearing, is hereby amended by striking out, in line 835, the figure ‘\$2,000,000’ and inserting in place thereof the following figure:— \$3,000,000.

SECTION 10C. Said subsection (p) of said section 6 of said chapter 62, as so appearing, is hereby amended by striking out, in line 835, the figure ‘\$3,000,000’ and inserting in place thereof the following figure:— \$4,000,000.

SECTION 10D. Said subsection (p) of said section 6 of said chapter 62, as so appearing, is hereby amended by striking out, in line 835, the figure ‘\$4,000,000’ and inserting in place thereof the following figure:— \$5,000,000.”;

By inserting after section 11 the following four sections:

“SECTION 11A. Section 38AA of chapter 63, as so appearing, is hereby amended by inserting after the word ‘amended’, in line 29, the following words:— , or a private nonprofit trust established pursuant to chapter 203 organized for the purposes of land conservation, which is authorized to do business in the commonwealth, and which has tax-exempt status as a nonprofit charitable organization as described in section 501(c)(3) of the Internal Revenue Code of 1986, as amended.

SECTION 11B. Said section 38AA of said chapter 63, as so appearing, is hereby amended by striking out, in line 88, the figure ‘\$2,000,000’ and inserting in place thereof the following figure:— \$3,000,000.

SECTION 11C. Said section 38AA of said chapter 63, as so appearing, is hereby amended by striking out, in line 88, the figure ‘\$3,000,000’ and inserting in place thereof the following figure:— \$4,000,000.

SECTION 11D. Said section 38AA of said chapter 63, as so appearing, is hereby amended by striking out, in line 88, the figure ‘\$4,000,000’ and inserting in place thereof the following figure:— \$5,000,000.”; and

By inserting after section 49 the following four sections:

“SECTION 49A. Sections 10B and 11B shall take effect on January 1, 2022.

SECTION 49B. Sections 10C and 11C shall take effect on January 1, 2023.

SECTION 49C. Sections 10D and 11D shall take effect on January 1, 2024.

SECTION 49D. Sections 10B, 10C, 10D, 11B, 11C and 11D of this act shall expire on December 31, 2031.”.

After debate on the question on adoption of the amendments, the sense of the House was taken by yeas and nays, at the request of Mr. Jones; and on the roll call (Ms. Hogan of Stow being in the Chair) 160 members voted in the affirmative and 0 in the negative.

Amendments
adopted,—
yea and nay
No. 22.

[See [Yea and Nay No. 22](#) in Supplement.]

Therefore the amendments were adopted.

Ms. Cronin of Easton and other members of the House then moved to amend the bill by inserting after section 10D (inserted by amendment) the following two sections:

“SECTION 10E. Clause (i) of paragraph (1) 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 10F. Clause (i) of paragraph (1) 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.”.

The amendment was adopted; and the bill (House, No. 4000, amended) was ordered to a third reading.

At thirteen minutes after one o'clock P.M., on motion of Ms. Peake of Provincetown (Ms. Hogan of Stow being in the Chair), the House recessed subject to the call of the Chair; and at twelve minutes before eleven o'clock P.M. the House was called to order with Ms. Hogan in the Chair.

Recess.

Under suspension of the rules, on motion of Mr. Michlewitz of Boston, the bill (having been reported by the committee on Bills in the Third Reading to be correctly drawn) was read a third time.

Pending the question on passing the bill, as amended, to be engrossed, Mr. Michlewitz and other members of the House moved to amend it in section 2, item 1410-0010, by adding the following: “; provided, however, that not less than \$85,000 shall be expended for the NEADS, Inc. service dogs for veterans program to train service dogs for veterans; and provided further, that not less than \$50,000 shall be expended for Vietnam Veterans of America in Massachusetts to aid veterans filing claims for medical and financial benefits”; and in said item by striking out the figures: “4,337,822” and inserting in place thereof the figures: “4,472,822”;

Consolidated amendments (education and local aid, social services, and veterans).

In item 1410-0012, in line 9, by inserting after the year: “2021” the following: “; provided further, that not less than \$30,000 shall be expended for Veterans Oral History Project at the Morse Institute Library in the town of Natick; provided further, that not less than \$100,000 shall be expended for the Nathan Hale Veterans Outreach Center; provided further, that not less than \$100,000 shall be expended for women veterans housing services of the Montachusett Veterans Outreach Center, Inc.; provided further, that not less than \$30,000 shall be expended for building renovations to convert the former senior center into a veterans outreach and wellness service center in the town of Falmouth”; and in said item by striking out the figures: “6,699,022” and inserting in place thereof the figures: “6,959,022”;

In item 1410-1616 by adding the following: “; provided, that not less than \$20,000 shall be expended for maintenance services for the Korean War memorial located in the Charlestown Navy yard; provided further, that not less than \$30,000 shall be expended for design and construction of a monument to veterans of Operation Enduring Freedom and Operation Iraqi Freedom located at Holliston American Legion Post 47; provided further, that not less than \$50,000 shall be expended for the construction of a veterans war memorial in the town of Lynnfield; provided further, that not less than \$75,000 shall be expended for the construction of a memorial statue of former slave and Civil War Navy veteran William B. Gould in the town of Dedham; provided further, that not less than \$50,000 shall be expended for the repair and restoration of the Veterans memorial in Vinal square in the town of Chelmsford; provided further, that not less than \$15,000 shall be expended for the Friends of Woburn Veterans, Inc. for monument repairs; provided further, that not less than \$50,000 shall be expended for the renovation of the World War I monument at the corner of King street and Shattuck street and for the marking of veterans graves at the Westlawn cemetery in the town of Littleton; provided further, that not less than \$25,000 shall be expended for the creation of a veterans memorial in the town of Tyngsborough; provided further, that not less than \$25,000 shall be expended for the Devens Military museum to provide educational program for veterans and the community in Devens; and provided further, that not less than \$30,000 shall be expended for Gloucester World War II Memorial Fund to distribute \$10,000 each to VFW Post 1624, AMVETS Post 32 and the Lester S Wass American Legion Post 3 on Cape Ann”; and in said item by striking out the figures: “150,000” and inserting in place thereof the figures: “370,000”;

In item 3000-1000, in line 30, by inserting after the word “basis” the following: “; provided further, that not less than \$200,000 shall be expended for the Cape Cod

commission for a collaboration with Barnstable county on a needs assessment related to early education on Cape Cod and the Islands; provided further, that not less than \$50,000 shall be expended for transitional costs and other one-time quality improvements at Nurtury, Inc.; provided further, that not less than \$100,000 shall be expended for the young parents program at More Than Words, Inc"; and in said item by striking out the figures: "6,394,823" and inserting in place thereof the figures: "6,744,823";

In item 4400-1000, in line 32, by inserting after the word "transfer" the following: "; provided further, that not less than \$100,000 shall be expended for Fresh Start Furniture Bank, Inc. in the town of Hudson; provided further, that not less than \$50,000 shall be expended for Ascentria Care Alliance, Inc. to provide transportation to low-income families through the good news garage ready to go service"; and in said item by striking out the figures: "67,172,970" and inserting in place thereof the figures: "67,322,970";

In item 4401-1000, in lines 8 and 9, by striking out the words "expend funds for the young parents program and the competitive integrated employment services program" and inserting in place thereof the following: "expend not less than the amount expended in fiscal year 2021 for the young parents program and the competitive integrated employment services program";

In item 4403-2000, in lines 2 and 3, by striking out the following: "shall be equal to the standard that was in effect in the month of January 2021" and inserting in place thereof the following: ", not including the rental allowance, shall be increased by 20 per cent above the payment standard in effect in fiscal year 2020"; and in said item by striking out the figures: "276,588,139" and inserting in place thereof the figures: "271,561,880";

In item 4408-1000, in lines 9 and 10, by striking out the following: "at or above the payment standard in effect in the month of January 2021" and inserting in place thereof the following: "and the payment standards for monthly benefits for the program shall be increased by 20 per cent above the payment standard in effect in fiscal year 2020"; and in said item by striking out the figures: "91,444,967" and inserting in place thereof the figures: "99,499,794";

In item 4800-0015, in line 160, by inserting after the word "means" the following: "; provided further, that not less than \$150,000 shall be expended for the Italian Home for Children, Inc.'s mental health services for children in response to the 2019 novel coronavirus; provided further, that not less than \$50,000 shall be expended for Rick's Place, Inc. in the town of Wilbraham to provide counseling services for youth who have experienced the loss of a parent in the Pioneer Valley and for youth and families dealing with family member loss and isolation from effects of the 2019 novel coronavirus; provided further, that not less than \$75,000 shall be expended for the Fragile Beginnings program; provided further, that not less than \$75,000 shall be expended for Project NESST Newborns Exposed to Substances: Support and Therapy; provided further, that not less than \$100,000 shall be expended for the Kennedy center in the Charlestown section of the city of Boston for operational and human services programming; provided further, that not less than \$150,000 shall be expended for the Weymouth teen center to provide job skills training, remedial education services, and to promote a social service program promoting growth and social welfare"; and in said item by striking out the figures: "114,081,233" and inserting in place thereof the figures: "114,681,233";

In item 7000-9101 by adding the following: "; provided further, that not less than \$25,000 shall be expended for the city of Fitchburg for repairs to the boiler at the Fitchburg public library; and provided further, that not less than \$50,000 shall be

expended for a feasibility study to rehabilitate the former Gloucester Free Library”; and in said item by striking out the figures: “1,627,272” and inserting in place thereof the figures: “1,702,272”;

In item 7010-0012, in line 9, by inserting after the word “expended” the following: “; provided further, that funds appropriated in this item in fiscal year 2021 shall not revert, but shall be made available for appropriation until December 21, 2021”;

In item 7010-1192 by adding the following: “; provided, that not less than \$25,000 shall be expended for Framingham public schools for playground accessibility improvements; provided further, that not less than \$25,000 shall be expended for an English language learners public school program in the town of Rockland; provided further, that not less than \$150,000 shall be expended for the Boston Debate League Incorporated for their after-school debate league program; provided further, that not less than \$25,000 shall be expended for the Cape Cod Museum of Natural History in the town of Brewster for repairs and improvements to the mobile classroom facility; provided further, that not less than \$100,000 shall be expended for Community Investors, Inc. located in the town of Wellesley for the Power Play Initiative in support of the expansion of an inclusive after-school and out-of-school-time recreational program at urban and suburban schools in the commonwealth; provided further, that not less than \$75,000 shall be expended for the E-Team Machinist Training Program in the city of Lynn; provided further, that not less than \$25,000 shall be expended for Fundacion CEMDPCD to support, educate, and advocate on behalf of low-income parents of students with learning disabilities in the city of Lawrence; provided further, that not less than \$50,000 shall be expended for technology improvements at the Whitman-Hanson regional school district; provided further, that not less than \$50,000 shall be expended for the South End Community Center’s Community Youth Corp Program; provided further, that not less than \$100,000 shall be expended for the Massachusetts Marine Trade Association, Inc. to increase workforce development training opportunities and technical education in secondary and post-secondary schools for careers in the marine trades; provided further, that not less than \$150,000 be expended for Operation ABLE of Greater Boston, Inc. to provide basic workforce and skills training, employment services and job re-entry support to older workers; provided further, that not less than \$10,000 shall be expended for an after-school program at Homework House Inc. of Holyoke; provided further, that not less than \$50,000 shall be expended for the Bird Street Community Center; provided further, that not less than \$50,000 shall be expended for the All Dorchester Sports League, Inc. for educational support, nutrition, and other community benefits related to the 2019 novel coronavirus pandemic; provided further, that not less than \$50,000 shall be expended for Groundwork Lawrence, Inc. to support jobs for Lawrence youth and provide education programming to offset learning loss caused by the 2019 novel coronavirus pandemic; provided further, that not less than \$25,000 shall be expended for a children’s arts and culture program in the city of Fall River; provided further, that not less than \$25,000 shall be expended for the town of Wrentham for Wrentham Elementary School for a new camera and school security system enhancements; provided further, that that not less than \$200,000 shall be expended for the Massachusetts Partnership for Youth, Inc. to provide professional development training, youth leadership training, and remote or on-site workshops that address harmful behaviors for at-risk youth; provided further, that not less than \$10,000 shall be expended for the construction of a community garden in the town of Reading; provided further, that not less than \$40,000 shall be expended for the town of North Reading for the purpose of replacing computer and

electronic devices in the public schools; provided further, that not less than \$30,000 shall be expended for the Girls Design Academy through the city of New Bedford department of community services; provided further, that not less than \$80,000 shall be expended for youth programs at Dennison Memorial Community Center in the city of New Bedford; provided further, that \$50,000 shall be expended for the furnishing, preparation, packaging, and storage of frozen meals to school children in conjunction with the Weymouth public schools and Weymouth Food Pantry as part of the Student Food Security Program; provided further, that not less than \$100,000 shall be expended for the Falmouth Education Foundation, Inc. in order to provide educational and career training opportunities for students in the town of Falmouth; provided further, that not less than \$200,000 shall be expended for Project Learn, Inc. to develop a youth innovation hub learning space in downtown Lowell for students to gain skills and credentials that prepare them for the workforce of tomorrow, in partnership with, but not limited to, Greater Lowell Chamber of Commerce, Inc., MassHire Greater Lowell Workforce Board, Lowell Makes, Inc., Boys and Girls Club of Greater Lowell, Inc., Lowell public schools, Lowell housing authority, Merrimack Valley Building Trades, and the Middlesex 3 Coalition, Inc.; provided further, that not less than \$50,000 shall be expended for the Cape Verdean Association of Brockton for employment positions for at-risk youth within their YEP! We Can Summer Program; provided further, that not less than \$25,000 shall be expended for equipment for the Mary D. Stone School youth playground in the town of Auburn; provided further, that not less than \$550,000 shall be expended for paving at Brockton High School in the city of Brockton; provided further, that not less than \$10,000 shall be expended for the Brian Rogan memorial courtyard at the Kennedy Elementary School in the city of Brockton; provided further, that not less than \$100,000 shall be expended for the renovation of the playground at the Robinson Elementary School in the town of Westford; provided further, that not less than \$100,000 shall be expended for paving at Hancock Elementary School in the city of Brockton; provided further, that not less than \$15,000 shall be expended for the Worcester YWCA for youth swimming lessons as part of summer programming for children who identify as low income, as well as necessary infrastructure to comply with Christian's Law; provided further, that not less than \$25,000 shall be expended for the Tobin Community Center in Roxbury for recruiting, training, and workforce development for young adult residents of public and subsidized housing who apply for youth jobs programs; provided further, that not less than \$60,000 shall be expended for Methuen High School for mental health services; provided further, that not less than \$25,000 shall be expended for the Steps to Success program in the town of Brookline; provided further, that notwithstanding any general or special law to the contrary, no funds shall be transferred from this item to any other item of appropriation; and provided further, that funds shall be expended fully and on a schedule consistent with the provisions of section 9B of chapter 29 of the General Laws"; and in said item by striking out the figures: "100,000" and inserting in place thereof the figures: "2,655,000";

In item 7010-1193, in line 6, by striking out the figures: "500,000" and inserting in place thereof the figures: "1,000,000"; and in said item by striking out the figures: "1,000,000" and inserting in place thereof the figures: "1,500,000";

In item 7061-0012, in line 29, by inserting after the word "settings" the following: "; provided further, that not less than \$500,000 shall be expended for school districts in which special education costs exceed 25 per cent of the total district costs and in which tuition and other circuit-breaker eligible costs for placements at an approved private school located within the district exceed both \$1,000,000 and 25 per cent of all tuition and other circuit-breaker eligible costs for placements at approved

private schools”; and in said item by striking out the figures: “367,654,803” and inserting in place thereof the figures: “368,154,803”;

By inserting after item 7061-0029 the following item:

“7061-0033 For a reserve to assist towns negatively impacted by shortfalls in federal impact aid for the education of children in families employed by the federal government on military reservations located within the town’s limits; provided, that not less than \$150,000 shall be made available to the town of Lincoln to mitigate the costs of educating the children of retired-military families..... \$650,000”;

In item 7061-9809, in lines 14, 15 and 16, by striking out the words “and provided further, that appropriated funds may be expended for continued regionalization planning and support during the summer months” and inserting in place thereof the following: “; and provided further, that funds appropriated for this purpose in fiscal year 2021 may be expended for this purpose until December 31, 2021”;

In item 7066-0019, in line 5, by inserting after the word “sufficient” the following: “; provided further, that the department shall issue a report, not later than December 1, 2021, on the districts receiving grants under this item, including the number of students being served, the number of low income students participating, the districts participating, the percentage of low income students served by those districts and any short or long term successes of the programs: (i) reducing achievement gaps, (ii) improving high school performance, (iii) increasing college acceptance, attendance, persistence and retention and (iv) any relevant program details and preliminary results, to the chairs of the house and senate committees on ways and means, the house and senate chairs of the joint committee on education and the house and senate chairs of the joint committee on higher education”; and in said item by striking out the figures: “4,000,000” and inserting in place thereof the figures: “5,300,000”;

In item 7066-0040, in line 15, by inserting after the word “gaps” the following: “; provided further, that not less than \$50,000 shall be expended for a gang to college pilot program to serve gang-involved youth from high-crime areas in the city of Boston enrolled in college pathway programs; provided further, that the funds shall be matched 2 to 1 by private funds”; and in said item by striking out the figures: “500,000” and inserting in place thereof the figures: “550,000”;

In item 7100-0200, in line 36, by inserting after the word “Boston” the following words: “; provided further, that not less than \$15,000 shall be expended for the University of Massachusetts at Amherst Health Services to support access to women’s health care; provided further, that not less than \$300,000 shall be expended for the Institute for Asian American Studies at the University of Massachusetts at Boston to study the history and experiences of anti-Asian racism in the United States and in Massachusetts; provided further, that the university shall expend funds for the University of Massachusetts at Amherst Cranberry Station”; and in said item by striking out the figures: “571,179,919” and inserting in place thereof the figures: “571,494,919”;

In item 7116-0100 by adding the following: “; provided, that not less than \$50,000 shall be expended for the Latino Education Institute at Worcester State University for the purposes of developing statewide strategies for accelerated learning opportunities for Latino students, despite barriers imposed by the 2019 novel coronavirus pandemic”; and in said item by striking out the figures: “31,126,398” and inserting in place thereof the figures: “31,176,398”;

In item 7503-0100 by adding the following: “; provided, that not less than \$50,000 shall be expended for the Veterans Educational Service Center at Bristol Community College”; and in said item by striking out the figures: “24,331,205” and inserting in place thereof the figures: “24,381,205”;

In item 7506-0100 by adding the following: “; provided, that not less than \$50,000 shall be expended for a manufacturing training program at Holyoke Community College”; and in said item by striking out the figures: “23,057,079” and inserting in place thereof the figures: “23,107,079”;

By inserting after item 9600-0000 the following item:
“9600-0001 For the operation of the Early Education and Care Economic Review commission established by section 106 of chapter 227 of the acts of 2020, including, but not limited to, staffing and administrative expenses.....\$100,000”; and

By inserting after section 24 the following seven sections:

“SECTION 24A. Subsection (a) of section 12 of chapter 92 of the acts of 2020, as most recently amended by section 39 of chapter 201 of the acts of 2020, is hereby further amended by striking out the figure ‘2021’ and inserting in place thereof the following figure:— 2022.

SECTION 24B. Subsection (d) of said section 12 of said chapter 92, as most recently amended by section 40 of said chapter 201, is hereby further amended by striking out the words ‘and fiscal year 2021’ and inserting in place thereof the following words:— , fiscal year 2021 and fiscal year 2022.

SECTION 24C. Subsection (a) of section 13 of said chapter 92, as most recently amended by section 41 of said chapter 201, is hereby further amended by striking out the figure ‘2021’ and inserting in place thereof the figure:— 2022.

SECTION 24D. Subsection (c) of said section 13 of said chapter 92, as most recently amended by section 42 of said chapter 201, is hereby further amended by striking out the words ‘and fiscal year 2021’ and inserting in place thereof the following words:— , fiscal year 2021 and fiscal year 2022.

SECTION 24E. The fourth paragraph of section 106 of chapter 227 of the acts of 2020 is hereby amended by inserting after the word ‘technologies,’ the following words:— or a designee.

SECTION 24F. The seventh paragraph of said section 106 of said chapter 227 is hereby further amended by inserting at the end thereof the following:— The legislature may furnish reasonable staff and other support for the work of the commission.

SECTION 24G. The eight paragraph of said section 106 of said chapter 227 is hereby further amended by striking out the words ‘March 1, 2021’ and inserting in place thereof the following words:— December 31, 2021.”.

After debate the question on adoption of the consolidated amendments, the sense of the House was taken by yeas and nays, as required under the provisions of House Rule 33F, and on the roll call 158 members voted in the affirmative and 0 in the negative.

[See [Yea and Nay No. 23](#) in Supplement.]

Therefore the consolidated amendments (education and local aid, social services, and veterans) were adopted.

Consolidated amendments adopted,—
yea and nay
No. 23.

Recess.

At twenty-seven minutes after eleven o'clock P.M. (Monday, April 26), on motion of Mr. Mariano of Quincy (Ms. Hogan of Stow 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 Ms. Hogan of Stow in the Chair.

Recess.

Tuesday, April 27, 2021 (at 11:00 o'clock A.M.).

At the request of the Chair (Ms. Hogan), 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 improving safety on the roads of the Commonwealth (House, No. 3706), was filed in the office of the Clerk on Monday, April 26. The message was read; and it was referred, under Rule 30, to the committee on Transportation. Sent to the Senate for concurrence.

Road safety.

Resolutions.

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

Resolutions (filed by Mr. Philips of Sharon) congratulating Sharon Police Chief John Ford upon his retirement;

John
Ford.

Resolutions (filed by Mr. Santiago of Boston) congratulating Edward A. Kelly on his election as the General President of the International Association of Fire Fighters; and

Edward
Kelly.

Resolutions (filed by Mr. Whelan of Brewster) congratulating William E. Crowell, Jr., on the occasion of his retirement from the town of Dennis;

William
Crowell.

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.

Paper from the Senate.

A petition of William N. Brownsberger for a legislative amendment to the Constitution relative to select boards, came from the Senate referred, under suspension of Joint Rule 12, to the committee on Municipalities and Regional Government.

Select
boards.

The House then concurred with the Senate in the suspension of said rule; and the petition (accompanied by proposal, Senate, No. 2440) was referred, in concurrence, to the committee on Municipalities and Regional Government.

Report of a Committee.

By Mr. Honan of Boston, for the committee on Steering, Policy and Scheduling, that the House Bill authorizing Trevor J. Seaboyer to take the civil service examination for the position of firefighter in the city of Haverhill notwithstanding the maximum age requirement (House, No. 98) [Local Approval Received], be scheduled for consideration by the House.

Haverhill,—
Trevor
Seaboyer.

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.

Quorum.

As required under the provision of Emergency Rule 2(4), a roll call was taken for the purpose of ascertaining the presence of a quorum; and on the roll call 160 members were recorded as being in attendance.

[See [Yea and Nay No. 24](#) in Supplement.]

Therefore a quorum was present.

Quorum,—
yea and nay
No. 24.

Orders of the Day.

The House Bill making appropriations for the fiscal year 2022 for the maintenance of the departments, boards, commissions, institutions and certain activities of the Commonwealth, for interest, sinking fund and serial bond requirements and for certain permanent improvements (House, No. 4000, amended), was considered.

General
Appropriation
Bill.

Pending the question on passing the bill, as amended, to be engrossed, Mr. Michlewitz of Boston and other members of the House moved to amend it in section 2, in item 4000-0005, in line 15, by inserting after the word “years” the following: “; provided further, that not less than \$50,000 shall be expended for the Merrimack Valley Public Safety Youth Center in the city of Lawrence to provide a safe space for structured education, health and recreational programming for at-risk youth throughout the Merrimack Valley; provided further, that not less than \$25,000 shall be expended for the Violence Intervention and Prevention program at Haverhill high school”; and in said item by striking out the figures: “10,000,000” and inserting in place thereof the figures: “10,075,000”;

Consolidated
amendments
(health and
human services
and elder affairs).

In item 4000-0300, in line 23, by inserting after the word “rates” the following: “and shall make a supplemental payment not less than \$3,000,000 to any pediatric chronic and rehabilitation long-term care hospital in the commonwealth, above base rates, to compensate for high-complexity pediatric care”; in line 117, by inserting after the year “2022” the following: “; provided further, that not less than \$75,000 shall be expended for the MetroWest Free Medical Program Inc.; provided further, that not less than \$235,000 shall be expended for Health Care For All, Inc. for the additional costs associated with operating its free statewide non-profit consumer assistance helpline during the 2019 novel coronavirus pandemic, also known as COVID-19, in order to provide health coverage eligibility, enrollment and navigation assistance and to operate an online support platform for enrollment assistance across the state; provided further, that not less than \$125,000 shall be expended for the Brookline Community Mental Health Center, Inc. to expand the Healthy Lives program; provided further, that not less than \$50,000 shall be expended for a western Massachusetts academic medical center with a neonatal intensive care unit within an acute hospital in the county of Hampden to support, enhance and expand programming associated with its rooming-in program for infants and mothers with opioid use disorder; provided further, that not less than \$125,000 shall be expended for the purposes defined in item 1599-2009 in section 2 of chapter 182 of the acts of 2008; provided further; that not less than \$50,000 shall be expended for Martha’s Vineyard Community Services, Inc. for the purpose of increasing access to health and human services on Martha’s Vineyard; provided further, that not less than \$90,000

shall be expended to Beth Israel Deaconess Hospital-Needham, Inc. for behavioral health services; provided further, that not less than \$550,000 shall be expended for the Massachusetts Association for Mental Health, Inc. for the purpose of maintaining the Network of Care, as the singular place where all mental health, substance use, and related social services programs and organizations are curated into a state-wide online, searchable tool”; by adding the following: “; provided further, that for fiscal year 2022 and beyond, in establishing Medicaid reimbursement rates for Medicaid eligible inpatient services provided by chronic disease rehabilitation hospitals located in the commonwealth that serve solely children and adolescents, the executive office of health and human services shall apply a multiplier of 1.5 times the hospital’s fiscal year 2021 current inpatient per diem rate in fiscal year 2022”; and in said item by striking out the figures: “114,234,923” and inserting in place thereof the figures: “118,534,923”;

In item 4000-0500, in line 49, by inserting after the year: “2022” the following: “; provided further, that not less than \$2,000,000 shall be appropriated to Community Care Cooperative, Inc. to support the startup of its work to establish federally qualified health care pharmacies that will support high quality and cost effective patient care and supporting health centers ongoing efforts in reducing health disparities”; and in said item by striking out the figures: “6,046,311,783” and inserting in place thereof the figures: “6,048,311,783”;

In item 4003-0122, in line 15, by inserting after the word “services” the following: “; provided further, that not less than \$50,000 shall be expended to Casa Dominicana, Inc. to assist in citizenship education, citizenship application assistance, English as a second language classes and computer training for low-income adults; provided further, that not less than \$50,000 shall be expended to the Lawrence Family Development and Education Fund, Inc. to assist in citizenship education, citizenship application assistance, English as a second language classes and computer training for low-income adults”; and in said item by striking out the figures: “2,000,000” and inserting in place thereof the figures: “2,100,000”;

In item 9110-1636 by striking out the figures: “35,571,728” and inserting in place thereof the figures: “35,871,728”;

In item 9110-1900, in lines 1, 2 and 3, by striking out the following: “the amount appropriated in item 9110-1900 of section 2 of chapter 38 of the acts of 2013” and inserting in place thereof the following: “\$750,000 shall be expended for Meals on Wheels; and provided further, that not less than \$75,000”; and in said item by striking out the figures: “9,658,808” and inserting in place thereof the figures: “10,483,808”;

In item 9110-9002, in line 6, by inserting after the word “per-elder;” the following: “; provided further, that not less than \$60,000 shall be expended for the town of Millis for the purchase of a vehicle to provide transportation for seniors in the community; provided further, that not less than \$25,000 shall be expended for the Douglas adult social center in the town of Douglas for improvements to its facility; provided further, that not less than \$25,000 shall be expended for the Sutton senior center in the town of Sutton for improvements to its facility; provided further, that not less than \$50,000 shall be expended to the town of Boxford for the construction of a combined community and senior center; provided further, that not less than \$25,000 shall be expended for the Billerica council on aging for improvements; provided further, that not less than \$50,000 shall be expended for the city of Leominster for the design of a new elevator in the senior center building; provided further, that not less than \$20,000 shall be expended to the Wareham council on aging for its meals and nutrition programs; provided further, that not less than \$20,000 shall be expended for the Carver council on aging for improvements at the council on aging

facility; provided further, that not less than \$50,000 shall be expended for the city of Melrose for building refurbishments for the Milano senior center to support seniors during the 2019 novel coronavirus recovery and ensure safe access to communal space; provided further, that not less than \$50,000 shall be expended for the Andover senior center in the town of Andover for improvements to its facility and infrastructure to best serve its residents; provided further, that not less than \$50,000 shall be expended for the city of Salem for the Salem council on aging for improving and expanding its memory café program; provided further, that not less than \$50,000 shall be expended for the South Hadley council on aging for an electric vehicle to enhance transportation services; provided further, that not less than \$30,000 shall be expended for furniture and furnishings at the Easthampton council on aging; provided further, that not less than \$30,000 shall be expended for education and enrichment programs at the council on aging in the city of Lawrence; provided further, that not less than \$100,000 shall be expended for the cost associated with care and services provided at Whipple senior center in the town of Weymouth; provided further, that not less than \$50,000 shall be expended for the town of Needham for a feasibility study on retrofitting the kitchen at the center at the heights; provided further, that not less than \$15,000 shall be expended for the Amherst senior center to support a physical exercise program for Amherst and Pelham seniors”; and in said item by striking out the figures: “17,066,651” and inserting in place thereof the figures: “17,766,651”;

By inserting after section 12 the following section:

“SECTION 12A. Chapter 111 of the General Laws is hereby amended by adding the following section:

Section 243. (a) The department shall establish a Parkinson’s disease registry for the collection of information necessary to determine the incidence and prevalence of Parkinson’s disease in the commonwealth.

(b) There shall be within the department a Parkinson’s Disease Registry Advisory Committee to advise and assist in the development, implementation and progress of the Parkinson’s disease registry established in subsection (a). The committee shall review and submit recommendations on: (i) what data shall be collected, including, but not limited to, demographic information, data by areas and regions of the commonwealth, with specific data from urban, low and median income communities and minority communities of the commonwealth; (ii) the means of collecting and disseminating data; (iii) how to ensure privacy and confidentiality of data; (iv) the purpose, design and functionality of the registry; and (v) the implementation of the registry. The committee shall recommend to the department any information deemed necessary and appropriate for the statistical identification and planning for treatment and education of health care providers and persons diagnosed with Parkinson’s disease.

The committee shall consist of the commissioner, or a designee, and 10 members to be appointed by the commissioner as follows: 3 physicians, 1 of whom shall be a general neurologist, 1 of whom shall be a movement disorder specialist and 1 of whom shall be a primary care physician; 1 health informaticist; 2 population health researchers familiar with registries; 2 Parkinson’s disease researchers; and 2 persons diagnosed with Parkinson’s disease. The committee shall meet at least bi-annually to assess registry progress and recommend changes.”;

By inserting after section 24G (inserted by amendment) the following section:

“SECTION 24H. Section 8 of chapter 220 of the acts of 2018 is hereby amended by striking out the figure ‘2021’ and inserting in place thereof the following figure:-2022.”;

By inserting after section 48 the following section:

“SECTION 48A. The commissioner of the department of public health shall appoint the members of the Parkinson’s Disease Registry Advisory Committee, established by section 243 of chapter 111 of the General Laws, not later than 90 days after the effective date of this act.”; and

By inserting after section 49D (inserted by amendment) the following section:

“SECTION 49E. Section 12A shall take effect on July 1, 2022.”.

After remarks on the question on adoption of 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 160 members voted in the affirmative and 0 in the negative.

[See [Yea and Nay No. 25](#) in Supplement.]

Therefore the consolidated amendments (health and human services and elder affairs) were adopted.

Representatives Jones of North Reading, Gifford of Wareham and Vieira of Falmouth then moved to amend the bill by inserting after section 50 the following section:

“SECTION 51. Notwithstanding any general provisions or special laws to the contrary, there is hereby established a commission to study the effects drawn from the implementation of Chapter 115 of the Acts of 2020. The study shall include, but not be limited to: the change in the number of voters who turned out to vote in the 2020 primary and general elections compared with that of past election cycles, the use of each voting option compared with past election cycles, the impact on voter accessibility for all methods of voting, the change in the number of required poll and election workers for each municipality, the costs related to security for mail-in balloting and election day voting, and any change in the level of voting irregularities as compared with past election cycles. The commission shall provide a financial analysis of the cost associated with the implementation and execution of each method of voting during the 2020 election cycle along with a comparative analysis, which provides information on previous election costs. The commission shall also consider whether it would be advantageous for the Commonwealth to permanently extend the number of voting options for federal, state, county, and municipal elections for future election cycles. In doing so, the commission shall consider the constitutionality of a permanent change to mail-in voting procedures.

The commission shall consist of thirteen members: the secretary of state or a designee, the president of the senate or a designee, the speaker of the house or a designee, the senate minority leader or a designee, the house minority leader or a designee, the chairs of the committee on election laws or two designees, the director of the office of campaign and political finance or a designee, the chairs of the Democratic and Republican parties of Massachusetts or two designees, and three members to be selected by the Governor, one of which shall be a professor of political science, one of which shall be a representative of a grassroots advocacy organization based in Massachusetts, and one of which shall be a town clerk. The office of the secretary of state and its subdivisions shall provide technical support to the commission. The commission shall meet not less than twelve times. The commission shall draw expert testimony from voter stakeholders during their deliberations including, but not limited to: the ACLU of Massachusetts, Common Cause Massachusetts, MassVOTE, the Massachusetts AFL-CIO, the Pioneer Institute, the Beacon Hill Institute, the Massachusetts Fiscal Alliance, and the League of Women Voters. The commission shall file a report with the legislature on their findings and any recommendations by December 31, 2021.”.

The amendment was rejected.

Consolidated
amendments
adopted,—
yea and nay
No. 25.

Pending the question on passing the bill, as amended, to be engrossed, at twenty-five minutes before one o'clock P.M. (Tuesday, April 27), on motion of Mr. Jones of North Reading (Ms. Hogan of Stow being in the Chair), the House recessed subject to the call of the Chair; and at one minute before four o'clock, the House was called to order with Ms. Hogan in the Chair.

Recess.

Mr. Michlewitz of Boston and other members of the House then moved to amend the bill in section 2, in item 0321-1510, by adding the words “, prior appropriation continued”;

Consolidated amendments (public safety and judiciary).

In item 0330-0300, in line 30, by inserting after the word “litigants” the following: “; provided further, that not less than \$75,000 shall be expended for pro-bono legal services to low-income residents of the city of Chelsea provided by Chelsea Legal Services, Inc.; provided further, that not less than \$75,000 shall be expended for community outreach clinics and pro bono activities of the University of Massachusetts School of Law to provide direct legal assistance in the area of tenants’ rights”; and in said item by striking out the figures: “291,254,992” and inserting in place thereof the following figures: “291,404,992”;

In item 0330-0613, in line 44, by striking out the figures: “1,200,000” and inserting in place thereof the figures: “1,300,000”; and in said item by striking out the figures: “7,562,500” and inserting in place thereof the figures: “7,662,500”;

In item 0337-0002 by adding the following: “; provided, that not less than \$50,000 shall be expended for a grant to One Can Help, Inc. for the purpose of providing assistance and resources for families in juvenile courts statewide; provided further, that not less than \$300,000 shall be expended on the Worcester county court-appointed special advocates program; provided further, that not less than \$136,000 shall be expended on the Franklin and Hampshire county court-appointed special advocates program; provided further, that not less than \$180,000 shall be expended on the Hampden county court-appointed special advocates program; provided further, that not less than \$167,000 shall be expended on the Essex county court-appointed special advocates program; provided further, that not less than \$240,000 shall be expended on the Boston court-appointed special advocates program; and provided further, that not less than \$64,000 shall be expended on the Berkshire county court-appointed special advocates program”; and in said item by striking out the figures: “19,128,605” and inserting in place thereof the figures: “20,265,605”;

In item 0339-1001, in line 21, by inserting after the word “substances” the following: “; provided further, that not less than \$100,000 shall be expended for the expansion of Communities for Restorative Justice, Inc. pursuant to chapter 276B of the General Laws”; and in said item by striking out the figures: “159,855,587” and inserting in place thereof the figures: “159,955,587”;

In item 0340-0400, in line 6, by inserting after the word “item” the words “; provided further, that notwithstanding any general or special law to the contrary, the Worcester district attorney’s office may expend money under this item for the legal defense of prosecutors for conduct arising during the course of their employment”;

In item 0840-0100, in lines 2 and 3, by striking out the words “training programs for victim witness advocates in district attorneys’ offices” and inserting in place thereof the words “the operation and administration of trainings and educational programming that advances the goals of the Massachusetts Office for Victim Assistance”;

In item 8000-0313 by adding the following: “; provided, that not less than \$25,000 shall be expended to the town of Shrewsbury for public safety improvements including the purchase of 40 police-worn body cameras; provided further, that not

less than \$50,000 shall be expended for mental and behavioral health training and clinical consultation to support police department personnel in the city of Malden; provided further, that not less than \$40,000 shall be expended to the town of Pembroke for public safety improvements; provided further, that not less than \$25,000 shall be expended to the town of Rehoboth for funding for building code upgrades for the fire alarm and security system at the Rehoboth public safety building; provided further, that not less than \$50,000 shall be expended for assisting with the creation of a diversity, equity and inclusion task force in the town of Wellesley; provided further, that not less than \$25,000 shall be expended for a public safety grant in the town of Topsfield; provided further, that not less than \$25,000 shall be expended for a public safety grant in the town of Rowley; provided further, that not less than \$25,000 shall be expended for a public safety grant in the town of Wenham; provided further, that not less than \$25,000 shall be expended for a public safety grant in the town of Ipswich; provided further, that not less than \$50,000 shall be expended for the Lynn police department's behavioral health unit; provided further, that not less than \$100,000 shall be expended for the Dismas House of Massachusetts, Inc. in the city of Worcester; provided further, that not less than \$22,500 shall be expended for public safety radio communication improvements in the town of Sudbury; provided further, that not less than \$25,000 shall be expended for the construction of a fiber optic network in the town of Middleton to connect the fire, police and other municipal buildings and enable to the town to join a regional IT collaborative; provided further, that not less than \$25,000 shall be expended for public health and safety improvements in the town of Grafton; provided further, that not less than \$25,000 shall be expended for public health and safety improvements in the town of Northbridge; provided further, that not less than \$25,000 shall be expended for public health and safety improvements in the town of Upton; provided further, that not less than \$50,000 shall be expended to the Everett police department for communications upgrades; provided further, that not less than \$25,000 shall be expended to the town of Middleborough for the police department to implement measures intended to build positive relationships with the community, including the purchasing of body cameras for officers; provided further, that not less than \$100,000 shall be expended to the town of Braintree for public safety improvements; provided further, that not less than \$50,000 shall be expended to the town of Holbrook for public safety improvements; provided further, that not less than \$50,000 shall be expended to the town of Randolph for public safety improvements; provided further, that not less than \$20,000 shall be expended for the police department in the town of Brookfield; provided further, that not less than \$20,000 shall be expended for the police department in the town of Oakham; provided further, that not less than \$75,000 shall be expended for the town of Tewksbury for services provided by the police department to the Tewksbury state hospital; provided further, that not less than \$30,000 shall be expended for emergency roadway repairs in the town of Acushnet; provided further, that not less than \$60,000 shall be expended for the procurement and implementation of a body camera program in city of Marlborough's police department; provided further, that not less than \$38,404 shall be expended for the continued implementation of a body camera program in the town of Westborough's police department; provided further, that not less than \$60,000 shall be expended for the procurement and implementation of a body camera program in the town of Northborough's police department; provided further, that not less than \$75,000 shall be expended to the Northeastern Massachusetts Law Enforcement Council, Inc. to provide mental health, wellness and suicide prevention services to emergency service providers in northeastern Massachusetts; provided further, that not less than \$50,000 shall be expended to the

town of Watertown for public safety improvements; provided further, that not less than \$50,000 shall be expended to the Woburn police department to modernize its emergency equipment; provided further, that not less than \$50,000 shall be expended to the town of Boylston for hosting a municipal police training academy; provided further, that not less than \$50,000 shall be expended for the purchase of a new police and/or fire department equipment in the town of Dracut; provided further, that notwithstanding any general or special law to the contrary, no funds shall be transferred from this item to any other item of appropriation; and provided further, that funds shall be expended fully and on a schedule consistent with the provisions of section 9B of chapter 29 of the General Laws"; and in said item by striking out the figures: "100,000" and inserting in place thereof the figures: "1,415,904";

In item 8000-1127 by striking out the figures: "1,000,000" and inserting in place thereof the figures: "1,250,000";

In item 8100-1001, in line 23, by inserting after the word "services" the following: "; provided further, that not less than \$1,030,000 shall be expended for the payroll costs of the state police directed patrols; provided further, that of said amount, not less than \$30,000 shall be expended for Troop A to conduct mounted, directed patrols throughout Revere beach, the Lynn Fells and the Middlesex Fells reservation park among other identified areas; provided further, that, of said amount, not less than \$50,000 shall be expended for directed patrols in the South Boston section of the city of Boston including, but not limited to, Day boulevard, Carson beach, M street beach and Castle island; provided further, that, of said amount, not less than \$25,000 shall be expended for directed patrols at Constitution beach in the East Boston section of the city of Boston; provided further, that, of said amount, not less than \$95,000 shall be expended for designated seasonal state police patrols in the Wollaston beach and Quincy Shore drive area and Furnace Brook parkway in the city of Quincy from May 31 to September 1; provided further, that subject to appropriation communities receiving funds for directed patrols in fiscal year 2008 shall receive an equal disbursement of funds in proportion to the current appropriation in fiscal year 2022"; and in said item by striking out the figures: "298,754,896" and inserting in place thereof the figures: "299,784,896";

In item 8324-0050 by adding the following: "; provided, that not less than \$75,000 shall be expended for the purchase of equipment necessary to upgrade the infrastructure of public safety radio equipment to improve the public safety in the town of Southwick; provided further, that not less than \$25,000 shall be expended for the Boston Sparks Association, Inc. canteen program to serve and assist first responders during emergency situations; provided further, that not less than \$5,000 shall be expended for fire department security repairs in the town of Norwood; provided further, that not less than \$50,000 shall be expended for updated surveillance and rescue equipment for the fire department in the city of Malden; provided further, that not less than \$8,000 shall be expended for the purpose of the maintenance of the Sandwich fire department fire boat; provided further, that not less than \$25,000 shall be expended for the town of North Andover to purchase a vehicle for the fire department; provided further, that not less than \$25,000 shall be expended for the town of Tewksbury for services provided by the fire department to the Tewksbury state hospital; provided further, that not less than \$40,000 shall be expended to the Duxbury fire department in the town of Duxbury for fire safety improvements; provided further, that not less than \$75,000 shall be expended for the town of Saugus fire department for EFJ VP portable radios; provided further, that the amount expended for the Norfolk county regional fire and rescue dispatch center in item 8324-0000 of section 2 of chapter 182 of the acts of 2008 shall be expended in fiscal year

2022; provided further, that not less than \$50,000 shall be expended to the Everett fire department for communications upgrades; provided further, that not less than \$25,000 shall be expended to the Norfolk fire department for the purchase of a battery powered extrication tool; provided further, that not less than \$25,000 shall be expended for the Taunton fire department for roof repairs at fire stations in the city of Taunton; provided further, that not less than \$150,000 shall be expended for public safety communication and alarm equipment upgrades in the city of Beverly; provided further, that not less than \$100,000 shall be expended for a municipal grant program administered by the fire marshal for firefighter cancer screenings including advance blood testing and imaging; provided further, that not less than \$25,000 shall be expended for emergency radio communications upgrades for the Fire Chiefs' Association of Bristol county to cover 1/3 of the cost for the full implementation of developing and upgrading the emergency radio communications system in Bristol county; provided further, that notwithstanding any general or special law to the contrary, no funds shall be transferred from this item to any other item of appropriation; and provided further, that funds shall be expended fully and on a schedule consistent with the provisions of section 9B of chapter 29 of the General Laws"; and in said item by striking out the figures: "100,000" and inserting in place thereof the figures: "753,000";

In item 8700-0001, in line 9, by inserting after the word "services" the following: "; provided further, that not less than \$25,000 shall be expended for the Massachusetts veterans oral history project to be conducted by Home of the Brave, Inc., in conjunction with the Massachusetts National Guard museum and archives"; and in said item by striking out the figures: "11,152,525" and inserting in place thereof the figures: "11,177,525";

In item 8900-0001, in line 17, by inserting after the word "level" the following: "; provided further, that the department shall expend not less than \$500,000 for municipalities hosting department of correction facilities"; and in said item by striking out the figures: "696,482,000" and inserting in place thereof the figures: "696,982,000";

In item 8900-1100, in line 5, by inserting after the word "prisons" the following: "; provided further, that not less than \$30,000 shall be expended for the department of correction to cover costs associated with coordinating and supporting partnerships with higher education institutions that provide post-secondary education programs in state prisons"; and in said item by striking out the figures: "1,500,000" and inserting in place thereof the figures: "1,530,000";

In item 8910-0102, in line 15, by striking out the figures: "25,000" and inserting in place thereof the figures: "75,000"; and in said item by striking out the figures: "76,824,582" and inserting in place thereof the figures: "76,874,582";

By inserting after section 8 the following section:

"SECTION 8A. Section 17 of chapter 37 of the General Laws, as appearing in the 2018 Official Edition, is hereby amended by striking out the second paragraph and inserting in place thereof the following paragraph:

The sheriffs of the counties of Barnstable, Bristol, Norfolk, Plymouth and Suffolk and of the former counties of Berkshire, Essex, Franklin, Hampden, Hampshire, Middlesex and Worcester shall each receive a salary equal to 90 per cent of the amount of the annual salary of district attorneys set forth in section 15 of chapter 12. The sheriff of the county of Dukes shall receive a salary equal to 71 per cent of the amount of the annual salary of district attorneys set forth in said section 15 of said chapter 12. The sheriff of the county of Nantucket shall receive a salary

equal to 57 per cent of the amount of the annual salary of district attorneys set forth in said section 15 of said chapter 12.”;

By inserting after section 9 the following five sections:

“SECTION 9A. Section 111M of chapter 41 of the General Laws, as appearing in the 2018 Official Edition, is hereby amended by striking out, in line 2, the words ‘city or town’ and inserting in place thereof the following words:— city, town or political subdivision thereof.

SECTION 9B. Said section 111M of said chapter 41, as so appearing, is hereby further amended by inserting after the word ‘town’, in line 11, the following words:— or political subdivision thereof.

SECTION 9C. Said section 111M of said chapter 41, as so appearing, is hereby further amended by inserting after the word ‘town’, in lines 25 and 28, in each instance, the following words:— or political subdivision thereof.

SECTION 9D. Said section 111M of said chapter 41, as so appearing, is hereby further amended by striking out, in line 36, the word ‘town,’ and inserting in place thereof the following words:— town or political subdivision thereof.

SECTION 9E. Section 111N of said chapter 41, as so appearing, is hereby amended by inserting after the words ‘or town’, in lines 8, 13, 15, 24, 26, 43, 50, 53 and 59, in each instance, the words:— or political subdivision thereof.”;

By inserting after section 24H (inserted by amendment) the following section:

“SECTION 24I. Section 2A of chapter 5 of the acts of 2019 is hereby amended by striking out item 8100-1014, as amended by section 40 of chapter 142 of the acts of 2019, and inserting in place thereof the following item:

8100-1014 For costs associated with the collection and testing of all previously untested investigatory sexual assault evidence kits by the crime laboratory within the department of state police or by an accredited private crime laboratory designated by the secretary of public safety and security; provided, that all previously untested investigatory sexual assault evidence kits shall be tested within 180 days of the effective date of this act; provided further, that for the purposes of this item, ‘previously untested investigatory sexual assault evidence kits’ shall mean any sexual assault evidence kit or additional evidence collected contemporaneously with such kit that has not been subjected to a forensic DNA analysis intended to develop an autosomal DNA profile that is eligible for entry into CODIS and the state DNA databases; and provided further, that any unexpended funds in this item shall not revert but shall be made available for the purpose of this item until June 30, 2022.....\$8,000,000”;

By inserting after section 28 the following section:

“SECTION 28A. (a) Notwithstanding section 11 of chapter 211D of the General Laws, or any general or special law to the contrary, for fiscal year 2022, the rates of compensation payable to all counsel who are appointed or assigned to represent indigents within the private counsel division of the committee for public counsel services in accordance with subsection (b) of section 6 of said chapter 211D, shall, subject to appropriation, be as follows: for homicide cases the rate of compensation shall be \$105 per hour; for superior court non-homicide cases, including sexually dangerous person cases, the rate of compensation shall be \$71.50 per hour; for district court cases and children in need of services cases the rate of compensation shall be \$56.50 per hour; for children and family law cases and care and protection cases the

rate of compensation shall be \$65 per hour; and for sex offender registry cases and mental health cases the rate of compensation shall be \$56.50 per hour.

(b) The committee for public counsel services shall submit a report to the house and senate committees on ways and means not later than December 15, 2021 regarding the status of staffing in the private counsel division of the committee due to disruptions resulting from the outbreak of the 2019 novel coronavirus, also known as COVID-19, or the effects of the governor's March 10, 2020 declaration of a state of emergency. The report shall include, but not be limited to, the following information for each type of case: (i) the number of cases delayed due to court closures; (ii) the number of cases handled by private counsel; (iii) the anticipated number of private counsel needed to handle cases through fiscal year 2024; and (iv) proposed pay rates for private counsel under section 11 of chapter 211D of the General Laws necessary to achieve the anticipated staffing needs of the private counsel division of the committee.”;

By inserting after section 44 the following two sections:

“SECTION 44A. (a) Not later than December 1, 2021, the sheriff's office in each county shall file a report with the clerks of the house of representatives and senate and with the house and senate committees on ways and means, which shall include: (i) the costs, revenues and reimbursements associated with any (A) agreement made pursuant to 8 U.S.C. section 1357(g), and (B) intergovernmental service agreement for housing federal detainees; and (ii) the performance of the functions thereof, for fiscal years 2018 to 2021, inclusive. For fiscal year 2022, the sheriff's office in each county shall file additional reports with such information on a quarterly basis beginning on October 1, 2021, with the clerks of the house of representatives and senate and the house and senate committees on ways and means not later than 15 days after the last day of the quarter.

(b) Not later than December 1, 2021, the department of correction shall file a report with the clerks of the house of representatives and senate and with the house and senate committees on ways and means, which shall include: (i) the costs, revenues and reimbursements associated with any (A) agreement made pursuant to 8 U.S.C. section 1357(g), and (B) intergovernmental service agreement for housing federal detainees; and (ii) the performance of the functions thereof, for fiscal years 2018 to 2021, inclusive. For fiscal year 2022, the department shall file additional reports with such information on a quarterly basis beginning on October 1, 2021, with the clerks of the house of representatives and senate and the house and senate committees on ways and means not later than 15 days after the last day of the quarter.

SECTION 44B. Notwithstanding any general or special law to the contrary, all previously untested investigatory sexual assault evidence kits shall be tested within 180 days of the effective date of this act. Not later than January 1, 2022, the executive office of public safety and security shall issue a report with the clerks of the house of representatives and senate and the joint committee on public safety and homeland security on the status of testing untested investigatory sexual assault evidence kits, which shall include, but not be limited to, the following information: (i) the number of untested investigatory sexual assault evidence kits in the possession of public crime laboratories prior to the effective date of this act; (ii) the year each kit was collected; (iii) the date each kit was tested; and (iv) the date the resulting information was entered into CODIS and the state DNA databases. For the purposes of this section, ‘untested investigatory sexual assault evidence kits’ shall mean any sexual assault evidence kit or additional evidence collected contemporaneously with such kit that has not been subjected to a forensic DNA analysis intended to develop an autosomal DNA profile that is eligible for entry into CODIS and the state DNA databases. The

report shall be made publicly available on the executive office’s website no later than January 1, 2022.”; and

By inserting after section 49E (inserted by amendment) the following two sections:

“SECTION 49F. Section 28A is hereby repealed.

SECTION 49G. Section 49F shall take effect on July 1, 2022.”.

After debate on the question on adoption of 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 158 members voted in the affirmative and 1 in the negative.

[See [Yea and Nay No. 26 in Supplement.](#)]

Therefore the consolidated amendments (public safety and judiciary) were adopted.

Pending the question on passing the bill, as amended, to be engrossed, at twenty-three minutes after four o’clock P.M. (Tuesday, April 27), on motion of Mr. Wong of Saugus (Ms. Hogan of Stow being in the Chair), the House recessed subject to the call of the Chair; and at sixteen minutes after nine o’clock, the House was called to order with Ms. Hogan in the Chair.

Pending the question on passing the bill, as amended, to be engrossed, Mr. Michlewitz of Boston and others members of the House moved to amend it in section 2, in item 4120-0200, by striking out the figures: “7,847,455” and inserting in place thereof the figures: “7,947,455”;

In item 4510-0100, in line 8, by inserting after the word “Laws” the following: “; provided further, that not less than \$50,000 shall be expended for the North Quabbin Community Coalition, Inc.; provided further, that not less than \$50,000 shall be expended for the town of Needham to apply for public health department accreditation; provided further, that not less than \$30,000 shall be expended for youth and family services programs in the town of Wayland; provided further, that not less than \$100,000 shall be expended for Community Servings, Inc. for the purposes of providing medically tailored meals to persons battling chronic illnesses, workforce training programs to those recovering from addiction, and opportunities for expanded services and locations; provided further, that not less than \$75,000 shall be expended for Volunteers in Medicine – Berkshires, Inc. to provide increased access to care for income-eligible residents”; and in said item by striking out the figures: “21,449,963” and inserting in place thereof the figures: “21,754,963”;

In item 4510-0110 by adding the following: “; provided further, that not less than \$100,000 shall be expended for the Lynn Community Health Center for the operation of the Recuperative Care Center; provided further, that not less than \$200,000 shall be expended for the NEW Health Charlestown for the purpose of operations and maintenance of treating substance abuse; provided further, that not less than \$50,000 shall be expended for the Whittier Street Health Center to retrofit a mobile services van and provide essential public health services to the people of Boston; provided further, that not less than \$25,000 shall be expended for the Mattapan Community Health Center for 2019 novel coronavirus pandemic purposes; and provided further, that not less than \$150,000 shall be expended for the Public Health Institute of Western Massachusetts to support 413Cares regional response to the 2019 novel coronavirus pandemic”; and in said item by striking out the figures: “3,102,547” and inserting in place thereof the figures: “3,627,547”;

In item 4510-0710, in line 21, by inserting after the word “program” the following: “; provided further, that not less than \$300,000 shall be expended for the Perinatal-Neonatal Quality Improvement Network of Massachusetts to fund statewide quality improvement projects, including, but not limited to, perinatal opioid

Consolidated amendments adopted,—
yea and nay
No. 26.

Recess.

Consolidated amendments (public health, mental health and disability services).

projects, COVID-19 rapid response initiatives and efforts to address racial inequities in perinatal and neonatal health”; and in said item by striking out the figures: “13,547,011” and inserting in place thereof the figures: “13,847,011”;

In item 4510-0810, in line 4, by inserting after the word “examiners” the following: “; provided further, that not less than \$100,000 shall be expended for hiring, training and employing qualified nurse practitioners to offer PEDI-SANE services at both the Franklin county and Hampshire county Children’s Advocacy Centers”; and in said item by striking out the figures: “6,200,448” and inserting in place thereof the figures: “6,300,448”;

In item 4512-0205 by adding the following: “; provided further, that not less than \$50,000 shall be expended for Methuen Community Addiction Resource Engagement Services for the Methuen police department to provide resources for addiction recovery; provided further, that not less than \$25,000 shall be expended for the Billerica substance abuse committee to combat the opioid epidemic; provided further, that not less than \$50,000 shall be expended for programs for at-risk students in the Medway public schools including the T.H.R.I.V.E. substance abuse prevention program; provided further, that not less than \$125,000 shall be expended for Self Esteem Boston’s direct service and provider training programs; provided further, that not less than \$25,000 shall be expended for Metro Boston Alive’s efforts to provide culturally responsive addiction services to the people of Boston; provided further, that not less than \$125,000 shall be expended for Harbor Health Services for a grant program to prevent and treat addiction to opioid and related substances; provided further, that not less than \$100,000 shall be expended for a contract with the Gavin Foundation, Inc. to provide a total immersion program in conjunction with the probation departments of the South Boston division of the Boston municipal court department and other district courts; provided further, that not less than \$50,000 shall be expended for the Joseph Nee Collaborative center for substance abuse treatment and recovery programming; provided further, that not less than \$150,000 shall be expended for the town of Braintree for Braintree Community Partnership on Substance Abuse; provided further, that not less than \$50,000 shall be expended for office-based addiction and opioid treatment, a program of the Greater New Bedford Community Health Center; provided further, that not less than \$30,000 shall be expended for East Bridgewater Hope, a substance abuse coalition, community-partnership providing substance abuse outreach and intervention drop-in center; provided further, that not less than \$10,000 shall be expended for substance abuse and addiction awareness and education efforts at the Reading Coalition for Prevention and Support; provided further, that not less than \$2,000,000 shall be expended for RIZE Massachusetts Foundation, Inc. to assist in their work to end the opioid epidemic in the commonwealth; provided further, that not less than \$200,000 shall be expended for the operation of the Dimock Center’s behavioral health continuum of substance use care to provide comprehensive treatment for individuals suffering from substance use disorder and other behavioral health challenges; provided further, that not less than \$50,000 shall be expended for Project R.I.G.H.T., Inc.’s substance use and trauma prevention initiative in the Grove Hall area of Boston; provided further, that not less than \$50,000 shall be expended for the Bridge Club of Greater Lowell to support the multi-cultural recovery coach program; provided further, that not less than \$200,000 shall be expended for One Life at a Time, Inc., located in the city known as the town of Braintree, for the facilitation of access to sober living programs and job training services for people in recovery and associated operational costs; provided further, that notwithstanding any general or special law to the contrary, no funds shall be transferred from this item to any other item of appropriation; and provided further,

that funds shall be expended fully and on a schedule consistent with the provisions of section 9B of chapter 29 of the General Laws”; and in said item by striking out the figures: “100,000” and inserting in place thereof the figures: “3,290,000”;

In item 4512-0206 by adding the following: “; provided, that not less than \$50,000 shall be expended for Tapestry Health Systems Inc. to support its mobile health and harm reduction services”; and in said item by striking out the figures: “4,700,000” and inserting in place thereof the figures: “4,750,000”;

In item 4512-0500 by adding the following words: “; and provided further, that not less than \$250,000 shall be expended for the Forsyth Institute’s center for children’s oral health to expand its ForsythKids programming focused on children and adolescents and to explore the emerging association between oral health status and academic performance”; and in said item by striking out the figures: “1,737,206” and inserting in place thereof the figures: “1,987,206”;

In item 4512-2020, in line 23, by inserting after the word “providers” the following: “; provided further, that not less than \$30,000 shall be expended for the purpose of employing 2 full-time mental health counselors within the Barnstable police department”; and in said item by striking out the figures: “500,000” and inserting in place thereof the figures: “530,000”;

In item 4512-2021, in line 17, by inserting after the year: “2021” the following: “; provided further, that not less than \$35,000 shall be expended for the Marshfield fairgrounds mini state site vaccination distribution center to provide reimbursements for re-occurring costs not covered by the Plymouth county cares program, of additional tents, heat, lighting and equipment maintenance to accommodate distribution of vaccines”; in line 25, by striking out the date: “August 3” and inserting in place thereof the date: “December 1”; and in said item by striking out the figures: “1,000,000” and inserting in place thereof the figures: “1,035,000”;

In item 4513-1026, in line 6, by inserting after the word “affairs” the following: “; provided further, that not less than \$50,000 shall be expended for the Samaritans of Fall River/New Bedford, Inc.”; and in said item by striking out the figures: “6,477,962” and inserting in place thereof the figures: “6,527,962”;

In item 4513-1111, in line 19, by inserting after the word “Prevention” the following: “; provided further, that not less than \$100,000 shall be expended for Survivor Journeys, Inc. for the creation of a virtual cancer survivorship resource center for Survivor Journeys in the city of Springfield, to provide resources and support those in need in addition to maintaining the ability to service those who cannot travel to in-person programs or events; provided further, that said funds for Survivor Journeys shall support updating the Survivor Journeys website platform, training costs, website site platform consulting fees, hiring of an administrative assistant and health science librarian, speaker honorarium fees and translation costs to provide a Spanish-speaking support group and marketing; provided further, that not less than \$100,000 shall be expended for the operation of the Cranberry Health Research Center at the University of Massachusetts at Dartmouth”; and in said item by striking out the figures: “3,628,657” and inserting in place thereof the figures: “3,828,657”;

In item 4513-1130, in line 33, by inserting after the words “funding” the following: “; provided further, that not less than \$50,000 shall be expended for the Katie Brown educational program, Inc. for a pilot instructional initiative, and the train the trainer program, to train educators and increase the number of southeastern Massachusetts students who acquire invaluable knowledge about the prevention of relationship violence; provided further, that not less than \$10,000 shall be expended for the purpose of providing additional resources to police officers for domestic

violence investigations in the town of Salisbury; provided further, that not less than \$5,000 shall be expended for the purpose of providing additional resources to police officers for domestic violence investigations in the city of Newburyport; provided further, that not less than \$25,000 shall be expended for the Association of Haitian Women, Inc. in the city of Boston”; and in said item by striking out the figures: “50,341,295” and inserting in place thereof the figures: “50,431,295”;

In item 4590-0915, in line 7, by inserting after the following: “2B” the following: “; provided further, that the Pappas Rehabilitation Hospital for Children shall maintain not less than 120 beds for clients in its inpatient setting to the extent feasible within the appropriation; provided further, that Tewksbury hospital shall maintain the same number of beds in fiscal year 2022 as maintained in fiscal year 2021; and provided further, that not less than \$150,000 shall be expended for the Pappas Rehabilitation Hospital for Children summer program”; and in said item by striking out the figures: “170,972,689” and inserting in place thereof the figures: “171,122,689”;

In item 4590-1507 by adding the following: “; provided, that not less than \$500,000 shall be expended for the YWCA organizations, which shall be distributed equally between the Alliance of YWCA’s member organizations; provided further, that not less than \$100,000 shall be expended for the Parkway Community YMCA for youth development programs; provided further, that not less than \$1,300,000 shall be expended for the Alliance of Massachusetts YMCAs, Inc. which shall be distributed between the alliance’s member organizations; provided further, that not less than \$50,000 shall be expended for programs, services or renovations at the Milford youth center; provided further, that not less than \$1,700,000 shall be expended for the Massachusetts Alliance of Boys and Girls Clubs, Inc.; provided further, that not less than \$25,000 shall be expended for the Sueños Basketball, Inc. summer league to support low-income youth in the city of Lawrence; provided further that, not less than \$20,000 shall be expended for Lawtown boxing gym in the city of Lawrence to provide at-risk youth with health and wellness programming, as well as to foster community engagement; provided further, that not less than \$75,000 shall be expended for the Center for Teen Empowerment, Inc.; provided further, that not less than \$25,000 shall be expended for the Westfield Boys and Girls Club for its expansion project; provided further, that not less than \$200,000 shall be expended for the Big Brothers Big Sisters of Massachusetts Bay, Inc. mentor 2.0 program; provided further, that not less than \$75,000 shall be expended for expanded 2019 novel coronavirus pandemic response activities at the Dalton community recreation association in the town of Dalton; provided further, that not less than \$25,000 shall be expended for the Billerica Boys and Girls Club for capital and operational needs; provided further, that notwithstanding any general or special law to the contrary, no funds shall be transferred from this item to any other item of appropriation; and provided further, that funds shall be expended fully and on a schedule consistent with the provisions of section 9B of chapter 29 of the General Laws”; and in said item by striking out the figures: “2,400,000” and inserting in place thereof the figures: “6,495,000”;

In item 5042-5000, in line 26, by inserting after the word “regulations” the following: “; provided further, that not less than \$100,000 shall be expended for the Massachusetts Association for Mental Health, Inc. and the BIRCh Center to continue collaborating on the establishment of a school-based behavioral health technical assistance center; provided further, that not less than \$150,000 shall be expended for the NAN Project in the town of Lexington to increase mental health awareness and suicide prevention; provided further, that not less than \$50,000 shall be expended for

Boys & Girls Clubs of Boston YouthConnect program to provide community-based mental health services to high-risk youth and their families residing in the East Boston community; provided further, that not less than \$50,000 shall be expended for Shrewsbury Youth and Family Services, Inc. for the organization's continued implementation across the commonwealth of the National Council for Behavioral Health's youth mental health first aid program; provided further, that not less than \$100,000 shall be expended for the Massachusetts Child Psychiatry Access Project for Moms statewide to support their PSI collaborative and improve the sustainability, data-collection and quality of services to Massachusetts families and providers; provided further, that not less than \$50,000 shall be expended for the Northwestern Juvenile Fire Intervention, Response, Education and Safety Partnership, Inc., also known as NOFIRES, for a juvenile firesetter intervention and prevention program in Hampshire and Franklin counties; provided further, that not less than \$50,000 shall be expended for Amherst regional public schools to support on-site youth mental health services for Amherst regional high school students"; and in said item by striking out the figures: "97,134,089" and inserting in place thereof the figures: "97,684,089";

In item 5046-0000, in line 23, by inserting after the word "measured" the following: "; provided further, that not less than \$50,000 shall be expended for a grant to the Massachusetts Chapter of the National Association of Social Workers, Inc., for the purpose of providing assistance in connecting consumers to licensed clinical social workers through the Therapy Matcher program; provided further, that not less than \$12,500 shall be expended for the Framingham department of public health for a behavioral health system navigation and referral program; provided further, that not less than \$100,000 shall be expended for the establishment of a Safe Haven location in Hampshire and Franklin counties"; and in said item by striking out the figures: "505,909,292" and inserting in place thereof the figures: "506,071,792";

In item 5911-1003, in line 18, by inserting after the words "Congress, Inc." the following: "; provided further, that not less than \$50,000 shall be expended for the Community Access to the Arts, Inc. in the town of Great Barrington"; and in said item by striking out the figures: "81,468,289" and inserting in place thereof the figures: "81,518,289";

In item 5920-2010 by adding the following: "; provided, that not less than \$100,000 shall be expended for Caring Health center to offset the cost of parking which is required as a direct result of parking limitations in downtown Springfield and to provide healthcare"; and in said item by striking out the figures: "240,537,466" and inserting in place thereof the figures: "240,637,466";

By inserting after section 41 the following section:

"SECTION 41A. (a) Notwithstanding any general or special law to the contrary, the department of mental health shall post to the department's website, on a monthly basis, data on the availability of adult and pediatric beds at inpatient continuing care facilities that are under the supervision or control of the department, including those operated by or contracted by the department. Such data shall include, but not be limited to: (i) per continuing care facility the: (A) number of operational beds; (B) number of beds that have been taken out of operation; (C) inpatient census data; (D) number of forensic patients admitted; (E) number of patients discharged; (F) number of patients who cannot be discharged from the continuing care facility to the community due to the acuity of their behavioral health diagnosis or forensic status; (G) number of patients appropriate for discharge from continuing care but who are awaiting an available community placement; and (ii) the number of patients that have been admitted from the waitlist for continuing care placement, disaggregated by the

continuing care facility that accepted the patient and by the inpatient facility the patient was accepted from. To the extent feasible, all data shall be disaggregated by race, ethnicity, gender identity, age and other demographic information.

(b) Notwithstanding any general or special law to the contrary, not later than January 1, 2022 the department of mental health shall post to its website historic data on the previous 15 years of operational continuing care beds, per continuing care facility operated by or contracted by the department, including, but not limited to, the operational status of beds.

(c) Notwithstanding any general or special law to the contrary, the department of mental health's continuing care referral list, also known as the inpatient referral summary, shall include data on patients in acute psychiatric facilities awaiting acceptance to continuing care facilities including, but not limited to: (i) the length of time a patient has awaited a continuing care placement, and (ii) the number of patients awaiting placement for each inpatient psychiatric facility. In calculating the amount of time a patient has been awaiting a continuing care placement, the department shall include the time between the submission of an application and the acceptance to a continuing care facility in addition to the time the patient awaited transfer after acceptance for admission.”;

In section 43, in lines 751 and 752, by striking out the following: “and (v) substance use disorders” and inserting in place thereof the following: “(v) substance use disorders; and (vi) suicide”;

By inserting after section 43 the following section:

“SECTION 43A. The commission on autism established in section 217 of chapter 6 of the General Laws shall investigate and report on the impact of the outbreak of the 2019 novel coronavirus, also known as COVID-19, on Black, Latinx, Asian American and Pacific Islander, Native American and other individuals of color who have a diagnosis of autism spectrum disorder. The commission shall review all available data and information on the range of services and supports provided to individuals with autism spectrum disorder by each major racial and ethnic group, primary language, sex and economic status during the outbreak of COVID-19. The commission shall make recommendations to address any inequities caused by the outbreak of COVID-19 including, but not be limited to, establishing periodic benchmarks and cost estimates for a coordinated system-wide response to address the inequitable impact of the outbreak of COVID-19 and the recovery process on Black, Latinx, Asian American and Pacific Islander, Native American and other individuals of color with autism spectrum disorder. Not later than January 1, 2022 the commission shall submit a report of its investigation, including recommendations and any drafts of legislation necessary to carry those recommendations into effect, to the clerks of the house of representatives and the senate and the joint committee on children, families and persons with disabilities.”; and

In section 46, in line 808, by striking out the figures: “13” and inserting in place thereof the figures: “15”, in line 811, by striking out the figure: “5” and inserting in place thereof the figure: “7”; and in line 815, by inserting after the word “Inc.” the following: “, 1 of whom shall be a representative of 1199 SEIU United Health Care Workers East, 1 of whom shall be a representative of the Massachusetts chapter of the American Association for Retired Persons”.

After debate on the question on adoption of 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 160 members voted in the affirmative and 0 in the negative.

[See [Yea and Nay No. 27](#) in Supplement.]

Consolidated
amendments
adopted,—
yea and nay
No. 27.

Therefore the consolidated amendments (public health, mental health and disability services) were adopted.

Recess.

At seventeen minutes before ten o'clock P.M. (Tuesday, April 27), on motion of Mr. Wong of Saugus (Ms. Hogan of Stow 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 Ms. Peake of Provincetown in the Chair.

Recess.

Wednesday, April 28, 2021 (at 11:00 o'clock A.M.).

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

Pledge of
allegiance.

Denim Day Recognition.

During the session, Ms. Cronin of Easton took the Chair; and accompanied by the Speaker and other members of the House, many wearing denim, recognized the observance of Denim Day, 2021, as follows:—

Denim Day,—
peace over
violence
solidarity
and survivor
support.

For the past 22 years, Peace Over Violence has run an inspiring and powerful opportunity to practice solidarity and support survivors by renewing our commitment to exposing harmful behaviors and attitudes surrounding sexual violence. Denim Day is a campaign on a Wednesday in April in honor of Sexual Assault Awareness Month. The campaign began after a ruling by the Italian Supreme Court where a rape conviction was overturned because the justices felt that since the victim was wearing tight jeans she must have helped the person who raped her remove her jeans, thereby implying consent. The following day, the women in the Italian Parliament came to work wearing jeans in solidarity with the victim. Peace Over Violence developed the Denim Day campaign in response to this case and the activism surrounding it. Since then, what started as a local campaign to bring awareness to victim blaming and destructive myths that surround sexual violence has grown into a movement. As the longest running sexual violence prevention and education campaign in history, Denim Day asks community members, elected officials, businesses and students to make a social statement with their fashion statement by wearing jeans on this day as a visible means of protest against the misconceptions that surround sexual violence.

Communication.

A communication from the Division of Energy Resources of the Executive Office of Energy and Environmental Affairs (under the provisions of Section 12 of Chapter 25A of the General Laws) submitting amendments to 225 CMR 14 and 15, Renewable Energy Portfolio Standard (RPS) Class I and Class II (House, No. 3708), was referred to the committee on Telecommunications, Utilities and Energy. Sent to the Senate for concurrence.

Division
of Energy
Resources,—
regulations.

Petition.

Mr. McGonagle of Everett presented a petition (accompanied by bill, House, No. 3707) of Joseph W. McGonagle, Jr. (with the approval of the mayor and city council) that the city of Everett be authorized to amend the charter of said city; and the same was referred to the committee on Municipalities and Regional Government. Sent to the Senate for concurrence.

Everett,—
charter.

Quorum.

As required under the provision of Emergency Rule 2(4), a roll call was taken for the purpose of ascertaining the presence of a quorum; and on the roll call 160 members were recorded as being in attendance.

Quorum,—
yea and nay
No. 28.

[See Yea and Nay No. 28 in Supplement.]

Therefore a quorum was present.

Orders of the Day.

The Senate Bill authorizing certain investments by the treasurer of the town of East Bridgewater (Senate, No. 31, 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 establishing a sick leave bank for Stephen Melchin, an employee of the Trial Court of the Commonwealth (House, No. 100), 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.

The House Bill making appropriations for the fiscal year 2022 for the maintenance of the departments, boards, commissions, institutions and certain activities of the Commonwealth, for interest, sinking fund and serial bond requirements and for certain permanent improvements (House, No. 4000, amended), was considered.

General Appropriation Bill.

Pending the question on passing the bill, as amended, to be engrossed, Mr. Michlewitz of Boston and other members of the House moved to amend it in section 2, in item 0610-0010, by adding the following: “ ; provided, that not less than \$20,000 shall be expended for Budget Buddies, Inc. in the town of Chelmsford to operate a program that mentors and teaches financial literacy to low-income women throughout the commonwealth”; and in said item by striking out the figures: “630,396” and inserting in place thereof the figures: “650,396”;

Consolidated amendments (constitutional officers and state administration, and transportation).

In item 0640-0300, in line 11, by inserting after the word “unit” the following: “; provided further, that not less than \$50,000 shall be expended to the Greater Malden Asian American Community Coalition (GMAACC) Inc. for the establishment of an Asian community center in the city of Malden; provided further, that not less than \$25,000 shall be expended for the Hanover cultural council, in the town of Hanover, for the planning and assistance of Hanover Day; provided further, that not less than \$50,000 shall be expended for events for greater Boston’s recording, performing and visual artists of color through the Boston Art and Music Soul Festival; provided further, that not less than \$50,000 shall be expended for an Artists Community Assistance program to be administered by the Allston Village Main Streets, Inc. of Boston; provided further, that not less than \$100,000 shall be expended to the city known as the town of Weymouth to be used for the Weymouth 400 commemoration; provided further, that not less than \$1,000,000 shall be expended for entities that focus on 1 or more Asian ethnicity and conduct cultural events, cultural education or cultural performances, with these funds being prioritized to entities who have been adversely affected by the 2019 novel coronavirus pandemic; provided further, that not less than \$50,000 shall be expended for improvements at Cogswell ArtSpace in the city of Haverhill to convert the former Cogswell school into a community art center”; and in said item by striking out the figures: “20,000,000” and inserting in place thereof the figures: “21,325,000”;

In item 0950-0000 by striking out the figures: “211,375” and inserting in place thereof the figures: “261,375”;

In item 0950-0080 by striking out the figures: “180,400” and inserting in place thereof the figures: “250,400”;

In item 1599-0026, in line 1, by inserting after the word “improvements” the following: “; provided, that not less than \$50,000 shall be expended for a feasibility study for the town of Mendon to determine ways to expand and improve its public water supply and for capital improvements to the town’s water supply infrastructure; provided further, that not less than \$50,000 shall be expended for improvements to the town hall and police station campus in the town of Mendon; provided further, that not less than \$25,000 shall be expended to the town of Uxbridge for design fees to streamline efficiencies and cost savings in combining the town hall and the senior center into 1 municipal building; provided further, that not less than \$35,000 shall be expended to the town of Bellingham for updates to the Bellingham senior center’s kitchen facilities and to make the senior center the emergency management facility for the town and senior population; provided further, that not less than \$50,000 shall be expended to the city of Melrose for streetscape infrastructure upgrades; provided further, that not less than \$25,000 shall be expended for a safety audit of an intersection in the town of West Newbury; provided further, that not less than \$50,000 shall be expended for the SAFE Coalition Incorporated to provide support, education, treatment options and coping mechanisms for those affected by substance use disorder in the city known as the town of Franklin; provided further, that not less than \$100,000 shall be expended for the town of Swampscott to create a racial equity municipal action plan; provided further, that not less than \$25,000 shall be expended for a new wooden shingle roof for the Hawthorne House in the town of Wakefield; provided further, that not less than \$10,000 shall be expended for electronic poll pads for the town of Sudbury; provided further, that not less than \$40,000 shall be expended to the North Attleborough school district for the purpose of replacing failed and outdated ventilators with new unit ventilators in the North Attleborough school buildings; provided further, that not less than \$25,000 shall be expended for the design and engineering of the town of Scituate water and sewer treatment plant to improve its public water supply; provided further, that not less than \$25,000 shall be expended for upgrading telephone and communications equipment for municipal buildings in the town of Southbridge; provided further, that not less than \$30,000 shall be expended to the town of Lakeville for funding capital improvements related to efficiency and accessibility of town office spaces; provided further, that not less than \$60,000 shall be expended to the town of Belmont for information technology infrastructure to allow for the continuance of remote participation; provided further, that not less than \$125,000 shall be expended to the town of Belmont to redesign the intersections of Winter street at Concord avenue and Mill street at Concord avenue; provided further, that not less than \$25,000 shall be expended for critical repairs and ceiling tile replacement to the Veterans’ Memorial Room and senior center in the town of Dudley; provided further, that not less than \$50,000 shall be expended to the town of Middleton for the relocation of a sidewalk along Route 114, also known as South Main street, in the town of Middleton; provided further, that not less than \$50,000 shall be expended for improvements and redesigning the municipal parking lot located on Upper Haven street in the town of Reading; provided further, that not less than \$10,000 shall be expended to the town of New Braintree for improvements to municipal buildings; provided further, that not less than \$150,000 shall be expended to the town of Dedham for the construction of a public safety building; and provided further, that funds shall be expended for the installation and completion of

sidewalk infrastructure along the northerly side of Tyngsborough road (Route 3A) from 18 Vinal square to Wellman avenue in the town of Chelmsford”, in line 17 by striking out the figures: “600,000” and inserting the place thereof the figures: “1,600,000”; and in said item by striking out the figures: “3,600,000” and inserting in place thereof the figures: “5,610,000”;

In item 1790-1700 by adding the following: “; provided, that not less than \$25,000 shall be expended to the town of Nahant for communications infrastructure improvements”; and in said item by striking out the figures: “44,191,849” and inserting in place thereof the figures: “44,216,849”; and

In item 9600-0000 by adding the following: “; provided, that not less than \$50,000 shall be expended for an intern pipeline program in the house of representatives which shall seek to promote inclusive and diverse participation and exposure to long-term employment opportunities in the public service sector for first generation students and traditionally underserved student populations”; and in said item by striking out the figures: “42,277,603” and inserting in place thereof the figures: “42,327,603”;

In section 2E, in item 1595-6368, by adding the following: “; provided, that not less than \$75,000 shall be expended to the town of Maynard for elderly and commuter services linking to the MBTA; provided further, that not less than \$100,000 shall be expended for culvert repair and replacement in the town of Bolton; provided further, that not less than \$50,000 shall be expended for the purpose of emergency roadway repairs in the city known as the town of Bridgewater; provided further, that not less than \$50,000 shall be expended for the purpose of emergency roadway repairs in the town of Raynham; provided further, that not less than \$50,000 shall be expended to improve pedestrian safety and expand access to public transportation along state Route 38 and Mystic avenue in the city of Somerville; provided further, that not less than \$100,000 shall be expended for road improvements for the Howland avenue section of Route 8 in the town of Adams; provided further, that not less than \$40,000 shall be expended for an intersection study and analysis in the town of North Reading; provided further, that not less than \$250,000 shall be expended to address traffic and safety issues on Route 62 in the city of Beverly; provided further, that not less than \$100,000 shall be expended for the removal of dead trees and brush on public ways as a result of a gypsy moth infestation in the town of Hampden; provided further, that not less than \$30,000 shall be expended for the study of noise impacts and mitigation opportunities relative to the Grand Junction railroad in East Cambridge and the commuter rail maintenance facility in the city of Somerville; provided further, that not less than \$30,000 shall be expended for a design study for sound walls in the vicinity of the States streets section of East Somerville; provided further, that not less than \$100,000 shall be expended for the lighting and facade improvement of the Lowell street and Route 128 underpass at exit number 39 in the city of Peabody; provided further, that not less than \$150,000 shall be expended for safety improvements to Salisbury street in the city of Worcester; and provided further, that not less than \$50,000 shall be expended for the Massachusetts Department of Transportation to conduct a comprehensive traffic study on the impact of weekend or seasonal closures of Greenough boulevard between Arsenal street and North Beacon street in the city of Watertown”; and in said item by striking out the figures: “351,587,919” and inserting in place thereof the figures: “352,762,919”;

In item 1595-6369, in line 9, by inserting after the word “expended” the following: “; provided, that not less than \$70,000 shall be expended to fund a quiet zone study to analyze costs and alternatives relative to designating Franklin as a quiet zone on the Franklin-Forge commuter rail line; provided further, that the Authority

shall name the green line extension station in the city of Medford at the intersection of Boston avenue and Broadway the Ball Square/South Medford station; provided further, that not less than \$75,000 shall be expended for the design, survey and installation of sound and visual mitigation barriers along the Massachusetts Bay Transportation Authority wildcat branch near residential properties impacted by slippery rail maintenance”; and in said item by striking out the figures: “127,000,000” and inserting in place thereof the figures: “127,145,000”; and

In item 1595-6370, in lines 10 to 14, inclusive, by striking out the following: “; and provided further, that in the distribution of performance grants under section 41, prioritization shall be given to a regional transit authority whose contract assistance under section 23 of chapter 161B is less than 50 per cent of the net cost of service of the regional transit authority”;

By inserting after section 3 the following section:

“SECTION 3A. Chapter 3 of the General Laws is hereby amended by striking out section 68, as amended by sections 4 and 5 of chapter 227 of the acts of 2020, and inserting in place thereof the following section:—

Section 68. (a) There shall be a permanent commission on the status of Asian Americans and Pacific Islanders to consist of 21 persons as follows: 3 persons to be appointed by the governor; 3 persons to be appointed by the speaker of the house of representatives; 3 persons to be appointed by the president of the senate; 3 persons to be appointed by the state treasurer; 3 persons to be appointed by the state secretary; 3 persons to be appointed by the attorney general; and 3 persons to be appointed by the state auditor. Members of the commission shall be residents of the commonwealth who have demonstrated a commitment to the Asian-American and Pacific Islander community. Members shall be subject to chapter 268A as it applies to special state employees.

(b) Members shall serve for terms of 3 years and until their successors are appointed. Vacancies in the membership of the commission shall be filled by the original appointing authority for the balance of the unexpired term. All appointments shall be made in consultation with Asian-American and Pacific Islander organizations. Nominations for members shall be solicited by the appointing authorities between August 1 and September 16 of each year through an open application process using a uniform application that is widely distributed throughout the state.

(c) The commission shall elect from among its members a chair, a vice chair, a treasurer and any other officers it considers necessary. The members of the commission shall receive no compensation for their services, but shall be reimbursed for any usual and customary expenses incurred in the performance of their duties.

(d) The commission shall be a resource to the commonwealth on issues affecting Asian-American and Pacific Islander communities. In furtherance of that responsibility, the commission shall:

(1) promote research and be a clearinghouse and source of information on issues pertaining to Asian Americans and Pacific Islanders in the commonwealth;

(2) inform the public and leaders of business, education, human services, health care, state and local governments and the communications media of the unique cultural, social, ethnic, economic and educational issues affecting Asian Americans and Pacific Islanders in the commonwealth;

(3) foster unity among Asian-American and Pacific Islander communities and organizations in the commonwealth by promoting cooperation and sharing of information and encouraging collaboration and joint activities;

(4) serve as a liaison between government and private interest groups with regard to matters of unique interest and concern to Asian Americans and Pacific Islanders in the commonwealth;

(5) identify opportunities to expand and improve commercial and cultural ties with Asian and Pacific Island nations;

(6) identify and recommend qualified Asian Americans and Pacific Islanders for appointive positions at all levels of government, including boards and commissions, as the commission considers necessary and appropriate;

(7) assess programs and practices in all state agencies as they affect Asian Americans and Pacific Islanders, as the commission considers necessary and appropriate;

(8) advise executive and legislative bodies on the potential effect on Asian Americans and Pacific Islanders of proposed legislation, as the commission considers necessary and appropriate; and

(9) generally undertake activities designed to enable the commonwealth to realize the full benefit of the skills, talents and cultural heritage of Asian Americans and Pacific Islanders in the commonwealth.

(e) The commission shall annually, not later than June 2, report the results of its findings and activities of the preceding year and its recommendations to the governor and to the clerks of the senate and house of representatives.

(f) The powers of the commission shall include, but not be limited, to:

(1) to use the voluntary and uncompensated services of private individuals, agencies and organizations that may from time to time be offered and needed, including provision of meeting places and refreshments;

(2) to hold regular, public meetings and to hold fact-finding hearings and other public forums as it considers necessary;

(3) to direct a staff to perform its duties;

(4) to establish and maintain offices that it considers necessary, subject to appropriation;

(5) to enact by-laws for its own governance that are not inconsistent with any general or special law; and

(6) to recommend policies and make recommendations to agencies and officers of the state and local subdivisions of government to effectuate the purposes of subsection (d).

(g) The commission may request from all state agencies whatever information and assistance the commission requires.

(h) The commission may accept and solicit funds, including any gifts, donations, grants, or bequests, or any federal funds for any of the purposes of this section. These funds shall be deposited in a separate account with the state treasurer, be received by the treasurer on behalf of the commonwealth, and be expended by the commission in accordance with law.

(i) The commission staff shall consist of an executive director, employees and volunteers who assist the commission in effecting its statutory duties. The commission shall appoint the executive director for a term of 3 years.”;

By inserting after section 8A (inserted by amendment) the following two sections:

“SECTION 8B. Section 23 of chapter 32 of the General Laws, as so appearing, is hereby amended by striking out, in lines 201 and 202, the words ‘representative of a public safety union who shall be appointed by the governor’ and inserting in place thereof the following words:— public safety union member who shall be appointed

by the governor from a list of 3 such nominees submitted by the executive board of the Massachusetts Association of Contributory Retirement Systems, Inc.

SECTION 8C. Section 91 of said chapter 32, as so appearing, is hereby amended by striking out, in line 97, the words ‘nine hundred and sixty’ and inserting in place thereof the following figure:— 1,200.’;

By inserting after section 11D the following section:

“SECTION 11E. Section 2 of chapter 90 of the General Laws, as appearing in the 2018 Official Edition, is hereby amended by inserting after the twenty second paragraph the following paragraph:

The registrar shall furnish without charge to owners of private passenger motor vehicles who have been awarded the medal of liberty pursuant to section 67A of chapter 33 upon presentation of satisfactory evidence of such status as determined by the registrar, distinctive registration plates for 1 private passenger motor vehicle owned and principally used by such recipient, bearing on the left side an image of the medal and ribbon and bearing the words ‘MEDAL OF LIBERTY’ along the bottom.”;

By inserting after section 15 the following five sections:

“SECTION 15A. Section 9A of chapter 185C of the General Laws, as so appearing, is hereby amended by striking out, in line 3, the figure ‘81.57’ and inserting in place thereof the following figure:— 90.

SECTION 15B. Section 8 of chapter 218 of the General Laws, as appearing in the 2018 Official Edition, is hereby amended by adding the following paragraph:—

The salaries of the clerks appointed by the governor, with the advice and consent of the council, having duties enumerated in section 21, 33 or 35A, shall be 90 per cent of the salary of the chief justice of their respective department and shall be paid, subject to appropriation, by the commonwealth.

SECTION 15C. Section 53 of said chapter 218, as so appearing, is hereby amended by striking out, in line 9, the figure ‘81.57’ and inserting in place thereof the following figure:— 90.

SECTION 15D. Section 58 of said chapter 218, as so appearing, is hereby amended by striking out, in line 94, the figure ‘81.57’ and inserting in place thereof the following figure:— 90.

SECTION 15E. Section 79 of said chapter 218, as so appearing, is hereby amended by striking out, in line 2, the figure ‘81.57’ and inserting in place thereof the following figure:— 90.’;

By inserting after section 16 the following two section:

“SECTION 16A. Section 93 of chapter 221 of the General Laws, as so appearing, is hereby amended by striking out, in line 2, the figure ‘81.57’ and inserting in place thereof the following figure:— 90.

SECTION 16B. Section 94 of chapter 221 of the General Laws, as so appearing, is hereby amended by striking out, in lines 11 and 20, the figure ‘81.57’ and inserting in place thereof the following figure:— 90.’;

By inserting after Section 24I (inserted by amendment) the following two sections:

“SECTION 24J. Section 76 of chapter 124 of the acts of 2020 is hereby amended by striking out the word ‘June’ and inserting in place thereof the following word:— December.

SECTION 24K. Item 0521-0002 of section 2 of chapter 227 of the acts of 2020 is hereby amended by adding the following: ‘ ; provided, that any remaining funds in this item shall be made available until June 30, 2022’.’;

By striking out section 41 and inserting in place thereof the following section:

“SECTION 41. Notwithstanding any special or general law to the contrary, for fiscal year 2022, \$94,000,000 of the amount transferred in item 1595-6370 of section 2E shall be considered operating assistance and distributed to regional transit authorities; provided, that for fiscal year 2022, \$90,500,000 shall be distributed based on fiscal year 2021 distributions, in accordance with the fiscal year 2020 bilateral memorandum of understanding between each regional transit authority and the Massachusetts Department of Transportation; provided further, that each regional transit authority shall receive operating assistance from this item of not less than the amount received in fiscal year 2021; and provided further, that \$3,500,000 shall be distributed to each regional transit authority based on the following formula: 60 per cent based on total transit ridership as reported on the most recent certified national transit data base report, 30 per cent based on population of its member communities from the most recent census, and 10 per cent based on service coverage area determined by the total square miles of its member communities. The department may require each regional transit authority to provide data on ridership, customer service and satisfaction, asset management and financial performance, including farebox recovery, and shall compile collected data into a report on the performance of regional transit authorities and each authority’s progress towards meeting the performance metrics established in each memorandum of understanding.”;

By inserting after section 41A (inserted by amendment) the following section:

“SECTION 41B. Notwithstanding any special or general law to the contrary, there shall be a two-year moratorium on new contracts issued to regional transit authorities for broker services related to non-emergency human services transportation in the commonwealth, from July 1, 2021 through June 30, 2023, during which time the 6 currently designated regional transit authority brokers for non-emergency human services transportation in the commonwealth shall continue to provide said service. Such moratorium shall not apply to the implementation of any needed improvements and reforms such as performance standards and monitoring services related to the brokerage or provision of non-emergency human services transportation by regional transit authorities.”; and

By inserting after section 47 the following section:

“SECTION 47A. There shall be a task force on non-emergency human services transportation to explore ways to better collaborate, improve service and achieve operational and cost efficiencies through the brokerage system and provide the highest quality outcomes for consumers utilizing these services. The task force shall consist of the following members or their designees: the director of the human service transportation office who shall serve as chair; 2 members of the house of representatives, 1 of whom shall be appointed by the minority leader of the house of representatives; 2 members of the senate, 1 of whom shall be appointed by the minority leader of the senate; a representative from the Massachusetts Department of Transportation; 3 persons to be appointed by the regional transit authority administrators, all of whom shall be regional transit authority administrators currently administering human services transportation; 2 persons to be appointed by the governor, 1 of whom shall be an expert in human services transportation planning; 1 person appointed by the developmental disabilities provider trade organization; and 6 representatives serving consumers with disabilities through the transportation program, including: 1 person appointed by the Boston Center for Independent Living, Inc., 1 person appointed by the statewide independent living council, 2 persons appointed by The Arc of Massachusetts, 1 person appointed by the Disability Law Center, Inc., and 1 person appointed by the Massachusetts developmental disabilities council.

The task force shall make recommendations and propose guidelines on non-emergency human services transportation with the goal of examining and better understanding the human services transportation brokerage program and identifying opportunities for improved service and productivity that provides a strong safety net for vulnerable populations in both rural and urban areas. This shall include, but not be limited to, the use of existing routes when available, the provision of bus passes to eligible individuals and the need to have strong, transparent and consistent cost allocation systems in place to ensure that the capital and operating costs for both the brokerage and public transit systems are assigned to the appropriate cost center for reimbursement.

The recommendations and guidelines shall be used by the office of human services transportation to develop non-emergency human services transportation broker services. The task force shall file a report of its study and its recommendations with the clerks of the house of representatives and senate , the house and senate committees on ways and means, the joint committee on transportation, the joint committee on children, families and persons with disabilities, the secretary of health and human services and the secretary of transportation not later than December 1, 2022; provided, however, that the task force may make a draft report available to the public for comment before filing its final version.”.

After remarks on the question on adoption of 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 160 members voted in the affirmative and 0 in the negative.

[See Yea and Nay No. 29 in Supplement.]

Therefore the consolidated amendments (constitutional officers and state administration, and transportation) were adopted.

Ms. Cronin of Easton being in the Chair,— at twelve minutes before two o’clock P.M. (Wednesday, April 28), on motion of Mr. Donato of Medford, the House recessed subject to the call of the Chair; and at one minute before six o’clock, the House was called to order with Ms. Cronin in the Chair.

Pending the question on passing the bill, as amended, to be engrossed, Mr. Michlewitz of Boston and other members of the House moved to amend it in section 2, in item 2000-0100, by adding the following: “; provided, that not less than \$30,000 shall be expended to enter into an agreement with OARS, Inc. to operate a water quality monitoring program in the Sudbury, Assabet and Concord rivers; provided further, that not less than \$100,000 shall be expended for a reserve to meet the cost of any and all products, equipment and labor associated with the eradication of the arbovirus, as well as the cost of any other type of pesticide or agent, in order to prevent the spread of eastern equine encephalitis, west nile virus and the zika virus in Bristol and Plymouth counties, and each county shall receive \$50,000 respectively; provided further, that not less than \$25,000 shall be expended for a feasibility study on coastal erosion of beach access ramps at Sagamore beach in the town of Bourne; provided further, that not less than \$50,000 shall be expended to the city of Melrose for efforts to mitigate invasive species in public ponds; provided further, that not less than \$25,000 shall be expended to the city of Revere for the purpose of procuring emergency generators for pumping stations in the city of Revere; provided further, that not less than \$25,000 shall be expended to the city of Revere for the purposes of engineering services for flood mitigation throughout Revere; provided further, that not less than \$50,000 shall be expended to the Fall River water department for preliminary water quality data collection and analysis of South Watuppa pond; provided further, that not less than \$100,000 shall be expended for the operation of the Healthy Soils program; provided further, that not less than \$100,000 shall be

Consolidated amendments adopted,— yea and nay No. 29.

Recess.

Consolidated amendments (energy and environmental affairs and housing).

expended to the town of Stow for PFAS removal in the town's public buildings; provided further, that not less than \$1,000,000 shall be expended to provide grants to non-profit organizations to support offshore wind innovation and ecosystem acceleration and to support pilot studies or prototyping in offshore wind innovation in partnership with public higher education institutions or marine science non-profit organizations; provided further, that not less than \$75,000 shall be expended to the town of Dover for a water resource consultant; provided further, that not less than \$25,000 shall be expended for 2 electric vehicles to support public health and building inspection and enforcement efforts in the town of Auburn; and provided further, that not less than \$50,000 shall be expended for the town of Rockport for a feasibility study to re-permit wastewater discharge and increase capacity"; and in said item by striking out the figures: "11,424,987" and inserting in place thereof the figures: "13,079,987";

In item 2300-0101 by striking out the figures: "2,600,000" and inserting in place thereof the figures: "2,675,000";

In item 2310-0200, in line 8, by inserting after the word "Act" the following: "; provided further, that not less than \$100,000 shall be expended to the New England Wildlife Center, Inc. in the city known as the town of Weymouth for costs associated with the care, treatment and maintenance of wildlife"; and in said item by striking out the figures: "16,081,736" and inserting in place thereof the figures: "16,181,736";

In item 2330-0100, in line 27, by inserting after the word "means" the following: "; provided further, that not less than \$50,000 shall be expended for marsh restoration and revitalization, including, but not limited to, a green crab trapping program, applied research and product development, high resolution drone mapping of the great marsh deterioration and the continuation of microplastic and macroplastics sampling and academic study and processing for water column, beach environment, marsh peat and eel grass; provided further, that not less than \$150,000 shall be expended for shellfish propagation in Barnstable, Dukes and Nantucket counties to be administered jointly by the director of marine fisheries and the counties; provided further, that not less than \$197,000 shall be expended for Gloucester Marine Genomics Institute and the division of marine fisheries to employ environmental DNA to perform fisheries research in support of the Massachusetts blue economy"; and in said item by striking out the figures: "7,122,714" and inserting in place thereof the figures: "7,519,714";

In item 2511-0100, in line 20, by inserting after the word "shellfish" the following: "; provided further, that not less than \$100,000 shall be expended to the Natick Community Organic Farm, Inc., if matched by private donations, for the reconstruction of the historic barn which was destroyed in a fire in March 2021; provided further, that not less than \$75,000 shall be expended for Greenagers, Inc. teen and young adult environmental programming; provided further, that not less than \$25,000 shall be expended for Medway Community Farm, Inc. for the development and maintenance of a community garden in the town of Medway; provided further, that not less than \$25,000 shall be expended for a Saugus animal control vehicle; provided further, that not less than \$25,000 shall be expended for the creation and operation of a commission consisting of the following members: the commissioner of environmental protection, or a designee, who shall serve as chair; the commissioner of agricultural resources, or a designee; the commissioner of public health, or a designee; the director of the division of fisheries and wildlife, or a designee; and a representative of a land trust or other group with expertise in invasive plant management, who shall be designated by the joint committee on environment, natural resources and agriculture; provided further, that such commission shall conduct a scientific review of the potential impacts of glyphosate and its most common

alternative herbicides on the environment and public health, including a review, undertaken in collaboration with the natural heritage and endangered species program, of the potential impacts of glyphosate and most common alternative herbicides on: (i) all species of plants and animals that have been determined to be endangered, threatened, or of special concern pursuant to chapter 131A of the General Laws; and (ii) all significant habitats designated pursuant to said chapter 131A; provided further, that the commission may expend any portion of its funds it deems necessary to enable the collaboration of the natural heritage and endangered species program; provided further, that the pesticide subcommittee established under section 3A of chapter 132B of the General Laws shall use said scientific review as part of an individual review conducted under 333 C.M.R. 8.03 to determine whether current uses of glyphosate pose unreasonable adverse effects to the environment, and whether current registered uses of glyphosate should be altered or suspended; provided further, that the department shall submit the results of both the scientific review and individual review to the joint committee on environment, natural resources and agriculture no later than December 31, 2021; provided further, that not less than \$50,000 shall be expended for Waltham Fields Community Farm”; and in said item by striking out the figures: “8,626,466” and inserting in place thereof the figures: “8,976,466”;

By inserting after item 2511-0105 the following item:

“2511-0107 For the advancement of community food security and the protection of public access to sufficient, safe and nutritious food; provided, that not less than \$50,000 shall be expended to the Spanish American Center, Inc. in the city of Leominster for the purpose of expanding and supporting its mobile food pantry; provided further, that not less than \$50,000 shall be expended to Growing Places Garden Project, Inc. in the city of Leominster for the purpose of expanding equitable access to healthy food and environmental sustainability through education, collaboration and advocacy; provided further, that not less than \$50,000 shall be expended for the Franklin Food Pantry, Incorporated building construction project in the city known as the town of Franklin; provided further, that not less than \$15,000 shall be expended for the purpose of transitional services at Our Neighbor’s Table, Inc. in the city of Amesbury; provided further, that not less than \$25,000 shall be expended for The Pettengill House, Inc. in the town of Salisbury and the city of Amesbury; provided further, that not less than \$75,000 shall be expended for the operation of the Food for Free Committee, Incorporated. in the Cambridge Weekend Backpack program; provided further, that not less than \$50,000 shall be expended for the Coastal Foodshed Incorporated initiative in the greater New Bedford region to promote and grow the local food access economy and distribution channels for locally grown food; provided further, that not less than \$50,000 be allocated for Grow Food Northampton, Inc. to combat food insecurity for children, families, seniors, the disabled and other vulnerable populations recovering from pandemic-related economic, medical and other stressors; provided further, that not less than \$25,000 shall be expended for Groundwork Lawrence, Inc. to support access to healthy food in the greater Lawrence region; provided further, that not less than \$30,000 shall be expended for Ministerio los Milagros de Jesus, Inc. also known as

Food for the World Inc., in the city of Lawrence, to provide free access to nutritious food and related support services to low-income families and the homeless; provided further, that not less than \$100,000 shall be expended for the United Way of Massachusetts Bay, Inc. and Merrimack Valley's Resilient Randolph Fund to provide resources for emergency assistance; provided further, that not less than \$50,000 shall be expended for Rose's Bounty food pantry to help fulfill food insecurity needs for southwest Boston residents; provided further, that not less than \$25,000 shall be expended to the Townsend Ecumenical Outreach, Inc. to acquire and maintain a van for the purposes of a mobile food pantry; provided further, that not less than \$100,000 shall be expended to Family Pantry of Cape Cod Corp.; provided further, not less than \$35,000 shall be expended to the 501(c)(3) charity Westwood Community Chest to continue its mission of aiding families in need; provided further, that not less than \$100,000 shall be expended for Healthy Waltham, Inc.; provided further, that not less than \$15,000 shall be expended to Survival Centers, Inc. for the purpose of supporting and supplying its food pantry program; provided further, that not less than \$50,000 shall be expended to Eastie Farm, Inc. for the implementation of a community supported agriculture program to bring more Massachusetts-grown food to residents, stimulate the local economy and help address food insecurity exacerbated by the 2019 novel coronavirus; provided further, that not less than \$25,000 shall be expended to The South Boston Association of Nonprofits, Inc. to provide emergency support assistance and food access; provided further, that not less than \$100,000 shall be expended for Open Door food pantry in Gloucester; provided further, that notwithstanding any general or special law to the contrary, no funds shall be transferred from this item to any other item of appropriation; and provided further, that funds shall be expended fully and on a schedule consistent with section 9B of chapter 29 of the General Laws.....\$1,020,000”;

In item 2800-0500 by adding the following: “; provided further, that not less than \$50,000 shall be expended for the cleanup of Pilayella algae on Kings beach and Long beach in the city of Lynn”; and in said item by striking out the figures: “1,179,660” and inserting in place thereof the figures: “1,229,660”;

In item 2810-0122 by adding the following: “; provided, that not less than \$100,000 shall be expended for improvements to Goodwill park in the town of Holliston; provided further, that not less than \$25,000 shall be expended for the purpose of the design and engineering of a shared use path on Service road in the town of Sandwich; provided further, that not less than \$50,000 shall be expended to Magazine Beach Partners, Inc. for the purpose of improving Magazine beach; provided further, that not less than \$25,000 shall be expended to the department of conservation and recreation for the site cleanup and initial design phase for Doyle playground, located in the Hyde Park section of the city of Boston; provided further, that not less than \$25,000 shall be expended to the department for assistance in preserving and protecting the Fowl meadow in the Readville section of the city of Boston, an area of critical environmental concern; provided further, that not less than \$40,000 shall be expended for playground design, a design plan with a civil engineer

for the parking lot and storm water treatment and construction of a parking lot at Gardner field in the town of Acton; provided further, that not less than \$100,000 shall be expended for improvements at the Mattakeesett street fields complex in the town of Pembroke; provided further, that not less than \$25,000 shall be provided to clear the remaining area of Johnsons pond in the town of Groveland for boating and fishing; provided further, that not less than \$55,000 shall be expended for the maintenance of Red Rock park on Lynn Shore drive in the city of Lynn; provided further, that not less than \$100,000 shall be expended for parks and playgrounds in the town of Sunderland; provided further, that not less than \$100,000 shall be expended to improve pedestrian safety at Dilboy field on Alewife Brook parkway in the city of Somerville; provided further, that not less than \$50,000 shall be expended for renovation and accessibility improvements at LoConte Ice Rink in the city of Medford; provided further, that not less than \$75,000 shall be expended on the historical restoration and refurbishment of the Stone Building in Hemlock Gorge Reservation in the town of Wellesley, including, but not limited to, the drainage, flooring, lighting and windows; provided further, that not less than \$25,000 shall be expended to the department of parks, recreation and culture of the city of Newton for construction oversight expenses of the Levingston Cove shoreline improvement and access project at Crystal lake in the city of Newton to protect the water quality of the lake; provided further, that not less than \$75,000 shall be expended to the department of parks, recreation and culture of the city of Newton to create accessible paths and connections at the Crystal lake beach and park area, improve wheelchair ramp accessibility to the water and purchase accessibility equipment to assist guests needing additional accommodations; provided further, that not less than \$100,000 shall be expended to the Arlington playground initiative; provided further, that not less than \$15,000 shall be expended to the Arlington community orchard; provided further, that not less than \$50,000 shall be expended for the Blue Hill Weather Observatory and Science Center; provided further, that not less than \$50,000 shall be expended for roof repair to the historic Redman House in the town of Canton; provided further, that not less than \$50,000 shall be expended for the de-weeding of Cheshire lake; provided further, that not less than \$50,000 shall be expended to install a well and irrigation system for the town park's upper field in the town of Whitman; provided further, that not less than \$150,000 shall be expended for the purpose of tree replanting in the city of Worcester; provided further, that not less than \$100,000 shall be expended for Callery park in the city of Lowell for park and playground renovation; provided further, that not less than \$40,000 shall be expended for the Osgood pond boardwalk and trail in the town of North Andover; provided further, that not less than \$60,000 shall be expended to the town of Belmont for maintenance at Rock Meadow; provided further, that not less than \$110,000 shall be expended for the city of Quincy for improvements, preparedness and operations for ferry service; provided further, that not less than \$75,000 shall be expended for the purposes of aquatic invasive species control for the Charles river and Mystic river; provided further, that not less than \$100,000 shall be expended for the redesign of the intersection of VFW parkway and South street in the town of Brookline and VFW parkway and Church street in the West Roxbury section of the city of Boston for pedestrian and motorist safety; provided further, that not less than \$50,000 shall be expended for The Saint Mary of Carmen Society, Inc.; provided further, that not less than \$100,000 shall be expended to the town of Winchester for improvements to Winter pond; provided further, that not less than \$150,000 shall be expended for the revitalization and dredging of Purgatory cove in the city of Waltham; provided further, that not less than \$75,000 shall be expended to the parks commission in the

city of Brockton for playground equipment and shade structure at Danny Goodwin park; provided further, that not less than \$50,000 shall be expended for the improvements and repairs of Gilmore playground in the city of Brockton; provided further, that not less than \$50,000 shall be expended for improvements to Goddard park in the town of Auburn; provided further, that not less than \$10,000 shall be expended for improvements to Elm park in the city of Worcester; provided further, that not less than \$100,000 shall be expended for improvements to Bancroft tower in the city of Worcester; provided further, that not less than \$100,000 shall be expended for the Let's Row Boston program administered by Community Rowing, Inc. of the city of Boston; provided further, that not less than \$150,000 shall be expended to the Chandler Pond Preservation Society, Inc. for the maintenance of Chandler pond in the Brighton section of the city of Boston; provided further, that not less than \$50,000 shall be expended to the Friends of Herter Park, Inc. for the maintenance of the outdoor theater in Artesani park with approval from the department of conservation and recreation; provided further, that that not less than \$25,000 shall be expended to the town of Seekonk for funding to assess the structural concerns at the Burr's pond dam in the Burrs pond conservation area; provided further, that not less than \$15,000 shall be expended for fencing upgrades and general improvements at Burnham park in the city of Methuen; provided further, that not less than \$50,000 shall be expended for the replacement of playground equipment at Forest Lake park in the city of Methuen; provided further, that not less than \$25,000 shall be expended to improve underutilized areas and create green space for first time recreational use at Cook pond in the city of Fall River; provided further, that notwithstanding any general or special law to the contrary, no funds shall be transferred from this item to any other item of appropriation; and provided further, that funds shall be expended fully and on a schedule consistent with the provisions of section 9B of chapter 29 of the General Laws"; and in said item by striking out the figures: "100,000" and inserting in place thereof the figures: "2,820,000";

In item 7004-0101 by adding the following: "; provided further, that funds appropriated for this item in fiscal year 2021 shall not revert but shall be made available for this item for these purposes in fiscal year 2022; provided further, the department of housing and community development shall distribute said funds to those currently contracted emergency assistance family shelter providers with shelter operating gaps identified by the fiscal year 2020 uniform financial report submitted to the operational services division and with operating deficits that are attributable to: (i) shelter maintenance and unit supply costs, (ii) unit rental rates that are not aligned to regional fair market rents and (iii) professional shelter staff compensation and benefits that are not commensurate with compensation and benefit rates determined by geographic region for similar professional positions, as denoted by the Bureau of Labor Statistics of the United States Department of Labor; and provided further, not later than December 31, 2021, the department shall submit a report to the joint committee on housing detailing the distribution of supplemental funds based on identified operating gaps and deficits";

In item 7004-0107 by adding the following: "; provided, that not less than \$25,000 shall be expended to the Women's Lunch Place, Inc. for the purpose of providing meals and services to homeless women and children in need; provided further, that not less than \$25,000 shall be expended for the Plymouth Area Coalition for the Homeless, Inc.'s shelter; provided further, that not less than \$25,000 shall be expended for the repair of electrical systems and other repairs as required by the Norwell housing authority; provided further, that not less than \$156,000 shall be expended for Horizons for Homeless Children, Inc.; provided further, that not less

than \$100,000 shall be expended for the Friendly House, Inc. in the city of Worcester; provided further, that not less than \$60,000 shall be expended for the continued conversion of an emergency housing facility to a permanent supportive housing facility to service Bristol county; provided further, that not less than \$50,000 shall be expended for the operations or acquisition of property by the Gardner Emergency Housing Mission, Inc.; provided further, that not less than \$25,000 shall be expended for the United Way of Pioneer Valley on behalf of the Western Massachusetts Network to End Homelessness to facilitate regional coordination across Hampden, Hampshire, Franklin and Berkshire counties to prevent and end homelessness with a housing first approach that centers on racial equity; provided further, that not less than \$50,000 shall be expended for the Commonwealth Housing Development for a technology center to be administered by the Allston-Brighton Community Development Corporation in the Brighton section of the city of Boston; provided further, that not less than \$70,000 shall be expended for senior recreation improvements in the city of Fall River Housing Authority for Holmes Apartments and Oak Village; provided further, that not less than \$100,000 shall be expended for the Homeless Prevention Council of Cape Cod; provided further, that not less than \$100,000 shall be expended to Lower Cape Community Housing Partnership; provided further, that not less than \$100,000 shall be expended for the Boston housing authority to provide free high speed internet access, digital equity and necessary related capital improvements at state-assisted properties; provided further, that not less than \$75,000 shall be expended for Maverick Landing Community Services, Inc. to provide information and assistance on housing and eviction issues, including completing and submit housing assistance applications, through a housing support station in the East Boston community; provided further, that not less than \$20,000 shall be expended for Grace Center, Inc. on Cape Ann in the city of Gloucester; provided further, that not less than \$60,000 shall be expended for Wellspring House, Inc. in the city of Gloucester; and provided further, that notwithstanding any general or special law to the contrary, no funds shall be transferred from this item to any other item of appropriation; and provided further, that funds shall be expended fully and on a schedule consistent with section 9B of chapter 29 of the General Laws”; and in said item by striking out the figures: “100,000” and inserting in place thereof the figures: “1,041,000”;

In item 7004-9005, in line 24, by inserting after the word “repairs” the words “; provided further, that no employee of a housing authority shall simultaneously be an elected executive officer within the same municipality in which the authority is located”;

By inserting after section 24K (inserted by amendment) the following two sections:

“SECTION 24L. Chapter 227 of the acts of 2018 is hereby amended by striking out section 21 and inserting in place thereof the following section:—

Section 21. Notwithstanding any general or special law to the contrary, the department of energy resources shall require distribution companies, as defined in section 1 of chapter 164 of the General Laws, to jointly and competitively conduct offshore wind generation solicitations and procurements and enter into cost-effective long-term contracts equal to approximately 1,600 megawatts of aggregate nameplate capacity not later than June 30, 2027; provided, however, any solicitations conducted pursuant to this section shall be subject to the required solicitation and procurement process of section 83C of chapter 169 of the acts of 2008, inserted by section 12 of chapter 188 of the acts of 2016. As part of any solicitations and procurements authorized by this section, the department of energy resources may also require

distribution companies to jointly and competitively solicit and procure proposals for offshore wind energy transmission sufficient to deliver energy generation procured pursuant to this section from designated wind energy areas for which a federal lease was issued on or after January 1, 2012 that may be developed independent of such offshore wind energy generation. Such transmission service shall be made available for use by more than 1 wind energy generation project and shall not exceed the generation capacity authorized by this section. Any selection of offshore wind energy transmission shall be the most cost-effective mechanism for procuring reliable, low-cost offshore wind energy transmission service for ratepayers in the commonwealth. Solicitations and procurements authorized pursuant to this section shall be included in the total solicitations and procurements required by said section 83C of said chapter 169.

SECTION 24M. Item 2250-2002 of section 2A of chapter 142 of the acts of 2019 is hereby amended by striking out the words ‘June 30, 2021’ and inserting in place thereof the following words:— June 30, 2022.’; and

By inserting after section 27 the following two sections:

“SECTION 27A. Chapter 8 of the acts of 2021 is hereby amended by striking out section 91 and inserting in place thereof the following section:—

Section 91. Section 83C of chapter 169 of the acts of 2008, as most recently amended by section 2 of chapter 48 of the acts of 2019, is hereby amended by striking out subsections (a) and (b) and inserting in place thereof the following 2 subsections:—

(a) In order to facilitate the financing of offshore wind energy generation resources in the commonwealth every distribution company shall jointly and competitively solicit proposals for offshore wind energy generation; and, provided, that reasonable proposals have been received, shall enter into cost-effective long-term contracts. Long-term contracts executed pursuant to this section shall be subject to the approval of the department of public utilities and shall be apportioned among the distribution companies.

(b) The timetable and method for solicitations of long-term contracts shall be proposed jointly by the distribution companies and the department of energy resources using a competitive bidding process, and shall be subject to review and approval by the department of public utilities. The distribution companies, in coordination with the department of energy resources, shall consult with the attorney general regarding the choice of solicitation methods. A solicitation may be coordinated and issued jointly with other New England states or entities designated by those states. The distribution companies may conduct 1 or more competitive solicitations through a staggered procurement schedule developed by the distribution companies and the department of energy resources; provided, that the schedule shall ensure that the distribution companies enter into cost-effective long-term contracts for offshore wind energy generation equal to approximately 5,600 megawatts of aggregate nameplate capacity not later than June 30, 2027, including capacity authorized pursuant to section 21 of chapter 227 of the acts of 2018; and provided further, that individual solicitations shall seek proposals for no less than 400 megawatts of aggregate nameplate capacity of offshore wind energy generation resources. A staggered procurement schedule developed by the department of energy resources, if applicable, shall specify that a subsequent solicitation shall occur within 24 months of a previous solicitation; provided, however, that the department of public utilities shall not approve a long-term contract that results from a subsequent solicitation and procurement period if the levelized price per megawatt hour, plus associated transmission costs, is greater than or equal to the levelized price per

megawatt hour plus transmission costs that resulted from the previous procurement. Proposals received pursuant to a solicitation under this section shall be subject to review by the department of energy resources and the executive office of housing and economic development. If the department of energy resources, in consultation with the distribution companies and the independent evaluator, determines that reasonable proposals were not received pursuant to a solicitation, the department may terminate the solicitation, and may require additional solicitations to fulfill the requirements of this section.

SECTION 27B. Section 93 of said chapter 8 is hereby repealed.”.

After debate on the question on adoption of 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. 30 in Supplement.]

Therefore the consolidated amendments (energy and environmental affairs, housing) were adopted.

At two minutes before seven o'clock P.M. (Wednesday, April 28), on motion of Mr. Moran of Boston (Ms. Cronin of Easton being in the Chair), the House recessed subject to the call of the Chair; and at twenty-six minutes before eleven o'clock, the House was called to order with Ms. Hogan of Stow in the Chair.

Pending the question on passing the bill, as amended, to be engrossed, Mr. Michlewitz of Boston and other members of the House moved to amend it section 2, in item 7002-0010, by adding the following: “ ; provided further, that not less than \$25,000 shall be expended for the Kingston Business Association, Inc. to provide grants to small businesses in the town of Kingston; provided further, that not less than \$25,000 shall be expended for Mass CultivatED’s cannabis industry workforce development and jobs training programs; provided further, that not less than \$100,000 shall be expended to the Pal Pueblo Community Organization that identifies, trains, prepares and positions Latinos for economic development strategies in the classroom, community and workforce and provides culturally relevant programs that engage, educate and empower Latinos to be agents of change to build a stronger and more inclusive community; provided further, that not less than \$100,000 shall be expended for Methuen Arlington Neighborhood, Inc. to increase and enhance entrepreneurial opportunities, neighborhood investment, revitalization activities and self-sufficiency of low- and moderate-income residents of the Methuen Arlington neighborhood; provided further, that not less than \$50,000 shall be expended for Arlington Community Trabajando, Inc. to empower residents with a range of community development initiatives and activities such as affordable housing, foreclosure prevention, first-time homebuyer education, family financial literacy and business and youth development; provided further, that not less than \$25,000 shall be expended to International Veterans Care Services Inc. in the city of Lawrence to mitigate food insecurity and provide housing relief to members of the veteran community that have been financially impacted by the 2019 novel coronavirus pandemic; provided further, that not less than \$25,000 shall be expended for the Women’s Fund of Western Massachusetts, Inc.; provided further, that not less than \$25,000 shall be expended to hire a consultant to work with the Affordable Housing Trust to facilitate the creation of affordable and senior housing in the town of Abington; provided further, that not less than \$50,000 shall be expended for the operation of United South End Settlements’ Family Mobility program to provide comprehensive one-on-one workforce development coaching services for low-income individuals and their families; provided further, that not less than \$100,000 shall be expended to the Union of Minority Neighborhoods, Inc.; provided further, that not less than \$250,000 shall

Consolidated amendments adopted,— yea and nay No. 30.

Recess.

Consolidated amendments (labor and economic development).

be expended for the Beacon Communities Charitable Fund, Inc., for the Tierney learning center; provided further, that not less than \$15,000 shall be expended for the Community Action Agency of Somerville, Inc. for unanticipated costs not covered by federal grants; and provided further, that not less than \$25,000 shall be expended for the expansion of the Lowell Community Health Center, Inc.’s workforce development on racial and health equity”; and in said item by striking out the figures: “2,331,480” and inserting in place thereof the figures: “3,146,480”;

In item 7003-0100 by adding the following: “; provided, that not less than \$50,000 shall be expended to the African Community Center of Lowell, Inc. in the city of Lowell; provided further, that not less than \$50,000 shall be expended to Hope Dove Inc. in the city of Lowell; provided further, that not less than \$200,000 shall be expended to the River Hawk New Venture Fund at the University of Massachusetts at Lowell for the continued implementation of a business development grant program to support new and existing businesses; provided further, that not less than \$250,000 shall be expended for the New England Farm Workers’ Council Inc.; provided further, that not less than \$100,000 shall be expended for a grant program to St. Mary’s Center for Women and Children, Inc. in the Dorchester section of the city of Boston for workforce development and educational programming for women impacted by the 2019 novel coronavirus pandemic; provided further, that not less than \$40,000 shall be expended for a grant program to Crossroads Family Housing, Inc. in the East Boston section of the city of Boston for the operation of workforce development and educational programming for women and girls; provided further, that not less than \$75,000 shall be expended for Cape Verdean Association of Boston Inc. for the expansion of programs serving immigrants in the Roxbury and Dorchester areas of the city Boston; provided further, that not less than \$20,000 shall be expended to Ateneo Dominicano De Nueva Inglaterra Corporation in the city of Lawrence to maintain and promote Dominican culture throughout the Merrimack Valley through history, literature, arts, customs and family values; provided further, that not less than \$15,000 shall be expended for Hispanic week to help showcase Hispanic culture in the Merrimack Valley and across the commonwealth; provided further, that not less than \$50,000 shall be expended to the Essex National Heritage Commission, Inc. for the future leaders program to employ underserved youth in Essex county; provided further, that not less than \$150,000 shall be expended for the Urban League of Eastern Massachusetts, Inc. to provide workforce development in communities of color and of low-income communities; and provided further, that not less than \$150,000 shall be expended to the Urban League of Springfield, Inc.”; and in said item by striking out the figures: “792,620” and inserting in place thereof the figures: “1,942,620”;

In item 7007-0952, in line 14, by inserting after the year: “1996” the following: “; provided further, that not less than \$50,000 shall be expended for the Lupa Game Farm, Inc.”; and in said item by striking out the figures: “4,600,000” and inserting in place thereof the figures: “6,650,000”;

In 7008-0900, in line 4, by inserting after the word “development” the following: “; provided further, that not less than \$2,000,000 shall be transferred to the Massachusetts Tourism Trust Fund established under section 13T of chapter 23A of the General Laws”; and in said item by striking out the figures: “5,163,175” and inserting in place thereof the figures: “7,163,175”;

In item 7008-1116 by adding the following: “; provided, that not less than \$25,000 shall be expended for Main South Community Development Corporation’s efforts to promote the safety and security of University park; provided further, that not less than \$25,000 shall be expended for historical preservation and rural economic development for Swan tavern for the town of Leicester; provided further, that not less

than \$50,000 shall be expended to conduct a market feasibility study for economic development in Plymouth county, the South Shore, the South Coast and Cape Cod; provided further, that not less than \$25,000 shall be expended for the Wilbraham nature and cultural council for tourism marketing and advertising purposes; provided further, that not less than \$125,000 shall be expended to the town of Norwood for a sesquicentennial celebration; provided further, that not less than \$50,000 shall be expended to Project Just Because, Inc. in the town of Hopkinton for facility improvements; provided further, that not less than \$100,000 shall be expended for the operation of New England Public Media, Inc. training sessions, workplace readiness workshops and internships for both in-person and remote instruction sessions to engage middle and high school students in media literacy and the role of fact-based journalism in public media and to illuminate the impact of the ongoing pandemic; provided further, that not less than \$25,000 shall be expended to the town of Southborough for water infrastructure improvements; provided further, that not less than \$50,000 shall be expended to the town of Andover for design costs to refurbish the historic cupola at Memorial Hall library; provided further, that not less than \$25,000 shall be expended to the West End Museum, Incorporated for the purpose of mitigating adverse effects of the 2019 novel coronavirus pandemic in the city of Boston; provided further, that not less than \$100,000 shall be expended to the Boston Landmarks Orchestra, Inc. for the cost of increased security at the Hatch Shell required after the Boston marathon bombing; provided further, that not less than \$25,000 shall be expended for Framingham Southside opportunity zone planning; provided further, that not less than \$50,000 shall be expended as grants for the Bay State Games; provided further, that not less than \$25,000 shall be expended for the town of Ashland downtown reconstruction project; provided further, that not less than \$25,000 shall be expended for the purposes of the operation of the programs of the Menino Arts Center in the Hyde Park section of the city of Boston; provided further, that not less than \$50,000 shall be expended for a matching grant program to the Enrichment Center located in the Dorchester section of the city of Boston; provided further, that not less than \$50,000 shall be expended for a matching grant program to No Books, No Ball Basketball Program, A Non-Profit Corporation; provided further, that not less than \$25,000 shall be expended for a matching grant program to Lena Park Community Center; provided further, that not less than \$20,000 shall be expended for the purpose of facilitating Americans with Disabilities Act compliance for the armory in the town of Hyannis; provided further, that not less than \$65,000 shall be expended to the town of Holden for the removal of hazardous materials from the former electroplating manufacturing facility, located at 156 Princeton street, and for re-purposing the site for commercial use; provided further, that not less than \$75,000 shall be expended for the Women's Suffrage Celebration Coalition of Massachusetts, Inc.; provided further, that not less than \$25,000 shall be expended to the city of Fitchburg for the restoration and expansion of Forest Hill cemetery; provided further, that not less than \$25,000 shall be expended for the Franklin Downtown Partnership, Inc. to promote economic development in the city known as the town of Franklin; provided further, that not less than \$50,000 shall be expended for renovations needed for the public restrooms and property surrounding the restrooms at the State street landing in the town of Marblehead; provided further, that not less than \$10,000 shall be expended for the purpose of providing additional resources to the Amesbury chamber of commerce; provided further, that not less than \$15,000 shall be expended to the Firehouse Center for the Arts in the city of Newburyport to address the financial detriment brought on by the 2019 novel coronavirus pandemic; provided further, that not less than \$25,000 shall be expended

for equitable access improvements to the Cape Cod Art Center in the city known as the town of Barnstable; provided further, that not less than \$50,000 shall be expended to the town of Burlington for redevelopment and revitalization in the downtown business center; provided further, that not less than \$100,000 shall be expended for the revitalization of the town center in the town of Weston; provided further, that not less than \$100,000 shall be expended for the signage improvements and other expenses related to the revitalization of the downtown area in the town of Wellesley; provided further, that not less than \$50,000 shall be expended for the North Quabbin Chamber of Commerce, Inc. to fund post pandemic economic development for the North Quabbin region; provided further, that not less than \$50,000 shall be expended for public service announcements to be broadcast during From the Top, Inc.'s radio programming; provided further, that not less than \$50,000 shall be expended for repairs and maintenance of Salem common in the city of Salem; provided further, that not less than \$10,000 shall be expended to the Mission Inc.; provided further, that not less than \$5,000 shall be expended to Parent Villages, Inc. outreach center; provided further, that not less than \$25,000 shall be expended to Martin Luther King Jr. Family Services, Inc.; provided further, that not less than \$50,000 shall be expended for the South Worcester Neighborhood Improvement Corporation; provided further, that not less than \$25,000 shall be expended to Springfield Neighborhood Housing Services, Inc.; provided further, that not less than \$25,000 shall be expended to Stone Soul, Inc. festival; provided further, that not less than \$50,000 shall be expended to AWAKE Youth Violence Prevention in the city of Springfield; provided further, that not less than \$50,000 shall be expended to the historic Cyrus Dallin Art Museum; provided further, that not less than \$100,000 shall be expended to the city known as the town of West Springfield for senior center projects to improve air quality and circulation, and accessibility for seniors; provided further, that not less than \$50,000 shall be expended to the historic West Medford community center; provided further, that not less than \$100,000 shall be expended to Quincy Asian Resources, Inc. in the city of Quincy; provided further, that not less than \$50,000 shall be expended to the Germantown neighborhood center in the city of Quincy; provided further, that not less than \$50,000 shall be expended for the National Lancers; provided further, that not less than \$100,000 shall be expended for the Spirit of Springfield, Inc. to produce events that provide a sense of community, civic pride and opportunities for celebration; provided further, that not less than \$100,000 shall be expended to the city known as the town of West Springfield for park infrastructure improvement projects and field maintenance to town athletic facilities; provided further, that not less than \$25,000 shall be expended for the renovation of the Stoughton train depot building in Stoughton; provided further, that not less than \$75,000 shall be expended for predevelopment studies and initial community outreach in the town of Milton for redevelopment of town-owned parcels; provided further, that not less than \$25,000 shall be expended to the Whitfield-Manjiro Friendship Society, Inc.; provided further, that not less than \$75,000 shall be expended for further improvements to the business district and parks in the East Milton Square region in the town of Milton; provided further, that not less than \$25,000 shall be expended to Creative Haverhill, Incorporated in the city of Haverhill, for the purpose of establishing a grant for city beautification; provided further, that not less than \$25,000 shall be expended to Entrepreneurship for All, Inc., A Nonprofit Corporation for the purpose of establishing a business accelerator program in the city of Haverhill; provided further, that not less than \$25,000 shall be expended to the Greater Haverhill Chamber of Commerce; provided further, that not less than \$25,000 shall be expended for the replacement and renovation of equipment at the Walter Griffin playground in the

town of Sharon; provided further, that \$25,000 be expended to the town of Danvers for replacement of the play structure at John George park; provided further, that not less than \$75,000 shall be expended for the Waltham tourism council; provided further, that not less than \$20,000 shall be expended to the Indian Orchard Citizens Council, Inc. in the city of Springfield for the food truck festival and the Indian Orchard Blooms neighborhood beautification initiative; provided further, that not less than \$30,000 shall be expended for Groundwork Lawrence, Inc. to provide staff support to We Are/Somos Lawrence; provided further, that not less than \$25,000 shall be allocated for the town of Northbridge for its 250th anniversary; provided further, that not less than \$150,000 shall be expended to update the town of West Boylston's playground for compliance with the Americans with Disabilities Act; provided further, that not less than \$25,000 shall be expended for the Westfield on Weekends program to promote economic development in the city of Westfield; provided further, that not less than \$75,000 shall be expended to the South End Community Health Center, Inc. to improve in-patient care and vaccination efforts; provided further, that not less than \$50,000 shall be expended for Conexion, Inc.; provided further, that not less than \$125,000 shall be expended for Frederick Law Olmstead North Park improvements in the city of Fall River; provided further, that not less than \$20,000 shall be expended for improvements in the Assonet Village Historic District in the town of Freetown; provided further, that not less than \$125,000 shall be expended for the creation and implementation of a boathouse on the Malden river in the city of Everett; provided further, that not less than \$75,000 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; provided further, that not less than \$20,000 shall be expended for Worcester Common Ground, Inc., for the purpose of demonstrating the city's diversity through community-based events; provided further, that not less than \$75,000 shall be expended for the Creative Hub Community Arts Center at 2 Ionic avenue in Worcester; provided further, that not less than \$100,000 shall be expended for improvements to the town common in the town of Brimfield; provided further, that not less than \$125,000 shall be expended for the Western Massachusetts Sports Commission; provided further, that not less than \$50,000 shall be expended for increased pedestrian accessibility in the Eastern Gateway in the town of Reading; provided further, that not less than \$25,000 shall be expended for the Downtown Taunton Foundation/Taunton Business Improvement District to install wayfinding signage to promote economic development in downtown Taunton; provided further, that not less than \$90,000 shall be expended for the New American Association of Massachusetts, Inc.; provided further, that not less than \$75,000 shall be expended for AHA! Art, History & Architecture in the city of New Bedford; provided further, that not less than \$25,000 shall be expended for cultural educational programming and community services at the Cape Verdean Association in New Bedford, Inc.; provided further, that not less than \$25,000 shall be expended for the New Bedford Festival Theatre, Inc. for a training apprenticeship program; provided further, that not less than \$150,000 shall be expended for a partnership between the Basketball Hall of Fame and Springfield College to explore the intersection of basketball and social justice; provided further, that not less than \$50,000 shall be expended for production at Zeiterion Performing Arts Center in the city of New Bedford; provided further, that not less than \$25,000 shall be expended to the Barrington Stage Company for use in summer programming; provided further, that not less than \$25,000 shall be expended to the Berkshire Theatre Group for use in summer programming; provided further, that not less than \$75,000 shall be expended for the repair and beautification of the walkways, entranceways and memorials in and

around the city hall in the city of Marlborough; provided further, that not less than \$35,000 shall be expended for the replacement of the ‘Welcome to Marlborough’ signs in the downtown area of the city of Marlborough; provided further, that not less than \$30,000 shall be expended to the Cape Cod Cape Verdean Museum and Cultural Center, Inc. in the town of Falmouth; provided further, that not less than \$50,000 shall be expended for the paving of the back loop track section of the walking trail at Ghiloni park in the city of Marlborough; provided further, that not less than \$100,000 shall be expended for the Holistic Approach to Reducing Poverty partnership to be administered by the Berkshire Community Action Council, Inc. to create a no wrong door approach to reducing poverty by utilizing a shared client management system and providing for the purchase of case management software to create a centralized data warehouse for human service agencies in the Berkshires; provided further, that Berkshire Community Action Council, Inc. shall be solely responsible for the administration of this program; provided further, that not later than January 7, 2022, Berkshire Community Action Council shall file a report with the clerks of the house of representatives and the senate, the department of housing and community development and the house and senate committees on ways and means, detailing: (a) receipts of client management system software; (b) agencies that have combined to join the Holistic Approach to Reducing Poverty partnership; and (c) projected customers served through the partnership; provided further, that not less than \$35,000 shall be expended to the Massachusetts Law Enforcement Memorial Foundation, Inc. for the maintenance and upkeep of the Massachusetts Law Enforcement Memorial; provided further, that not less than \$36,000 shall be expended to the town of Medfield for the purchase of new voting machines; provided further, that not less than \$50,000 shall be expended on the town of Lexington’s working group on the commemoration of the 250th anniversary of the American Revolution; provided further, that not less than \$100,000 shall be expended for the town of Stoneham for improvements to the Stoneham Arena; provided further, that not less than \$20,000 shall be expended for Community Action for Safe Alternatives, CASA, in the town of Winthrop; provided further, that not less than \$20,000 shall be expended for transportation improvements in the town of Winthrop; provided further, that not less than \$20,000 shall be expended for the Italian Cultural Center of Western Massachusetts, Inc. in the city of Springfield; provided further, that not less than \$350,000 shall be expended for the improvement of public safety, public works, and council on aging parking lots and the improvement of sidewalks on Black Brook road in the town of Easton; provided further, that not less than \$25,000 be provided for technology upgrades to the Willis avenue community center in the city of Medford; provided further, that not less than \$100,000 shall be expended for the installation of a sidewalk on Harwood avenue in the town of Littleton; provided further, that not less than \$150,000 shall be expended for the construction and maintenance of a memorial statue of Marvin Hagler in the city of Brockton; provided further, that not less than \$25,000 be expended to Fundacion Dominicana del Arte y La Cultura, Inc.; provided further, that not less than \$50,000 shall be expended for the removal of hazardous materials, exposed water and electrical lines and additional renovations for the Old State Hospital laundry building in the town of Foxborough; provided further, that not less than \$200,000 shall be expended for a proven economic development program, with an existing office in the city of Springfield, that supports manufacturing readiness for startups and connections to Massachusetts-based manufacturers to promote local supply chains, post-recession job growth and future resiliency; provided further, that not less than \$125,000 shall be expended for Outside the Box; provided further, that not less than \$25,000 shall be expended for the Merrimack Valley chamber of commerce; provided

further, that not less than \$25,000 shall be expended for LuminArts for the design, preparation and production of public art displays; and provided further, that not less than \$25,000 shall be expended for green space improvements in the city of Lowell”; and in said item by striking out the figures: “100,000” and inserting in place thereof the figures: “6,001,000”;

By inserting after section 27B (inserted by amendment) the following two sections:

“SECTION 27C. Section 29 of chapter 201 of the acts of 2020 is hereby further amended by striking out the figure ‘2021’ and inserting in place thereof the following figure:— 2022.

SECTION 27D. Section 30 of said chapter 201 is hereby further amended by striking out the figure ‘2021’ and inserting in place thereof the following figure:— 2022.”; and

By inserting after section 41B (inserted by amendment) the following three sections:

“SECTION 41C. Notwithstanding clause (3) of the fifth paragraph of section 14 of chapter 23A of the General Laws, or any other general or special law to the contrary, in order to address disruptions caused by the 2019 coronavirus, also known as COVID-19, the maximum amount of grants received by a private nonprofit agency from the office of travel and tourism pursuant to said section 14 of said chapter 23A may be greater than the amount received from nongovernmental sources in fiscal year 2022.

SECTION 41D. Notwithstanding any other general or special law to the contrary, grants from the amounts collected pursuant to subsection (a) of section 13T of chapter 23A of the General Laws allocated to regional tourism councils pursuant to clause (ii) of subsection (d) of said section 13T for fiscal year 2022 shall be distributed not later than September 1, 2021.

SECTION 41E. Notwithstanding any other general or special law to the contrary, grants from the amounts collected pursuant to subsection (b) of section 13T of chapter 23A of the General Laws allocated to regional tourism councils pursuant to clause (ii) of subsection (d) of said section 13T for fiscal year 2021 shall be distributed not later than November 15, 2021 according to the current allocation formula.”.

After debate on the question on adoption of 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. 31](#) in Supplement.]

Therefore the consolidated amendments (labor and economic development) were adopted.

After remarks on the question on passing the bill, as amended, to be engrossed, Mr. Santiago of Boston and other members of the House moved to amend it by inserting after section 11E (inserted by amendment) the following section:

“SECTION 11F. Section 37 of chapter 92 of the General Laws, as so appearing, is hereby amended by adding at the end of the first paragraph the following:— No such rule or regulation shall provide for the collection of any charge or fee for parking on any boulevard, roadway, parkway, way or any portion thereof, under the jurisdictional care, custody or control of the commissioner, between regularly established curb lines or that part, exclusive of shoulders, improved and intended to be open and used for vehicular traffic by the public on a public way unless the commissioner has received prior approval from the local appropriating authority, as defined in section 21C of chapter 59, of the municipality in whose boundaries such charge or fee is collected on or after January 1, 2021. Any municipal approval of any

Consolidated amendments adopted,— yea and nay No. 31.

rule or regulation providing for the collection of such charge or fee for parking prior to January 1, 2021 shall be inoperative for the purposes of this section.”.

The amendment was adopted.

Ms. Decker of Cambridge and other members of the House then moved to amend the bill by inserting after section 47A (inserted by amendment) the following section:

“SECTION 47B. The special commission established by section 11 of chapter 124 of the acts of 2019 is hereby revived and continued to January 15, 2022. The special commission shall file its report pursuant to said section 11 of said chapter 124 with the clerks of the house of representatives and the senate, the house and senate committees on ways and means, the joint committee on health care financing, the joint committee on public health, the joint committee on mental health, substance use and recovery and the joint committee on education not later than January 15, 2022.”.

The amendment was adopted.

Mr. Murphy of Weymouth then moved to amend the bill by inserting after section 14 the following five sections:

“SECTION 14A. Section 20A of chapter 175 of the General Laws, as so appearing, is hereby amended by inserting, in line 4, after the words ‘(E)’ the following words:—, (E1/2).

SECTION 14B. Subsection (1) of said section 20A of said chapter 175, as so appearing, is hereby amended by inserting after paragraph (E) the following paragraph:—

(E1/2)(i) Credit shall be allowed when the reinsurance is ceded to an assuming insurer meeting each of the conditions set forth in this paragraph.

(a) The assuming insurer shall have its head office or be domiciled in, as applicable, and be licensed in a reciprocal jurisdiction. A ‘reciprocal jurisdiction’ shall mean jurisdiction that meets 1 of the following:

(1) A jurisdiction outside of the United States that is subject to an in-force covered agreement with the United States, each within its legal authority, or, in the case of a covered agreement between the United States and European Union, is a member state of the European Union. For purposes of this paragraph, a ‘covered agreement’ shall mean an agreement entered into pursuant to Dodd-Frank Wall Street Reform and Consumer Protection Act, 31 U.S.C. sections 313 and 314, that is currently in effect or in a period of provisional application and addresses the elimination, under specified conditions, of collateral requirements as a condition for entering into any reinsurance agreement with a ceding insurer domiciled in the commonwealth or for allowing the ceding insurer to recognize credit for reinsurance.

(2) A jurisdiction of the United States that meets the requirements for accreditation under the NAIC financial standard and accreditation program; or

(3) A qualified jurisdiction, as determined by the commissioner pursuant to clause (iii) of paragraph (E) of subsection (1), which is not otherwise described in subclause (1) or (2) of this subparagraph above and which meets certain additional requirements, consistent with the terms and conditions of inforce covered agreements, as specified by the commissioner in regulation.

(b) The assuming insurer shall have and maintain, on an ongoing basis, minimum capital and surplus, or its equivalent, calculated according to the methodology of its domiciliary jurisdiction, in an amount to be set forth in regulation. If the assuming insurer is an association, including incorporated and individual unincorporated underwriters, it shall have and maintain, on an ongoing basis, minimum capital and surplus equivalents (net of liabilities), calculated according to the methodology applicable in its domiciliary jurisdiction, and a central fund containing a balance in amounts to be set forth in regulation.

(c) The assuming insurer shall have and maintain, on an ongoing basis, a minimum solvency or capital ratio, as applicable, which will be set forth in regulation. If the assuming insurer is an association, including incorporated and individual unincorporated underwriters, it shall have and maintain, on an ongoing basis, a minimum solvency or capital ratio in the reciprocal jurisdiction where the assuming insurer has its head office or is domiciled, as applicable, and is also licensed.

(d) The assuming insurer shall agree and provide adequate assurance to the commissioner, in a form specified by the commissioner pursuant to regulation, as follows:

(1) The assuming insurer shall provide prompt written notice and explanation to the commissioner if it falls below the minimum requirements set forth in subparagraphs (b) or (c), or if any regulatory action is taken against it for serious noncompliance with applicable law;

(2) The assuming insurer shall consent in writing to the jurisdiction of the courts of the commonwealth and to the appointment of the commissioner as agent for service of process. The commissioner may require that consent for service of process be provided to the commissioner and included in each reinsurance agreement. Nothing in this provision shall limit, or in any way alter, the capacity of parties to a reinsurance agreement to agree to alternative dispute resolution mechanisms, except to the extent such agreements are unenforceable under applicable insolvency or delinquency laws;

(3) The assuming insurer shall consent in writing to pay all final judgments, wherever enforcement is sought, obtained by a ceding insurer or its legal successor, that have been declared enforceable in the jurisdiction where the judgment was obtained;

(4) Each reinsurance agreement shall include a provision requiring the assuming insurer to provide security in an amount equal to 100 per cent of the assuming insurer's liabilities attributable to reinsurance ceded pursuant to that agreement if the assuming insurer resists enforcement of a final judgment that is enforceable under the law of the jurisdiction in which it was obtained or a properly enforceable arbitration award, whether obtained by the ceding insurer or by its legal successor on behalf of its resolution estate; and

(5) The assuming insurer shall confirm that it is not presently participating in any solvent scheme of arrangement which involves the commonwealth's ceding insurers and agree to notify the ceding insurer and the commissioner and to provide security in an amount equal to 100 per cent of the assuming insurer's liabilities to the ceding insurer should the assuming insurer enter into such a solvent scheme of arrangement. Such security shall be in a form consistent with the provisions of paragraph (E) of subsection (1) and subsection (2) and as specified by the commissioner in regulation.

(e) The assuming insurer or its legal successor shall provide, if requested by the commissioner, on behalf of itself and any legal predecessors, certain documentation to the commissioner as specified by the commissioner in regulation.

(f) The assuming insurer shall maintain a practice of prompt payment of claims under reinsurance agreements, pursuant to criteria set forth in regulation.

(g) The assuming insurer's supervisory authority shall confirm to the commissioner on an annual basis, as of the preceding December 31 or at the annual date otherwise statutorily reported to the reciprocal jurisdiction that the assuming insurer complies with the requirements set forth in subparagraphs (b) and (c).

(h) Nothing in this provision precludes an assuming insurer from providing the commissioner with information on a voluntary basis.

(ii) The commissioner shall timely create and publish a list of reciprocal jurisdictions.

(a) The commissioner's list of reciprocal jurisdictions shall include any reciprocal jurisdiction as defined under subclauses (1) and (2) of subparagraph (a) of clause (i) of this paragraph and shall consider any other reciprocal jurisdiction included on the list of reciprocal jurisdictions published by NAIC. The commissioner may approve a jurisdiction that does not appear on the NAIC list of reciprocal jurisdictions in accordance with criteria to be developed under regulations issued by the commissioner.

(b) The commissioner may remove a jurisdiction from the list of reciprocal jurisdictions upon a determination that the jurisdiction no longer meets the requirements of a reciprocal jurisdiction, in accordance with a process set forth in regulations issued by the commissioner, provided that the commissioner shall not remove from the list a reciprocal jurisdiction as defined under subclauses (1) and (2) of subparagraph (a) of clause (i) of this paragraph. Upon removal of a reciprocal jurisdiction from the list, credit for reinsurance ceded to an assuming insurer which has its home office or is domiciled in that jurisdiction shall be allowed, if otherwise allowed pursuant to this section.

(iii) The commissioner shall timely create and publish a list of assuming insurers that have satisfied the conditions set forth in this subsection and to which cessions shall be granted credit in accordance with this subsection. The commissioner may add an assuming insurer to such list if a NAIC-accredited jurisdiction has added such assuming insurer to a list of such assuming insurers or if, upon initial eligibility, the assuming insurer submits the information to the commissioner as required under subparagraph (d) of clause (i) of this paragraph and complies with any additional requirements that the commissioner may impose by regulation, except to the extent that they conflict with an applicable covered agreement.

(iv) If the commissioner determines that an assuming insurer no longer meets 1 or more of the requirements under this subsection, the commissioner may revoke or suspend the eligibility of the assuming insurer for recognition under this subsection in accordance with procedures set forth in regulation.

(a) While an assuming insurer's eligibility is suspended, no reinsurance agreement issued, amended or renewed after the effective date of the suspension qualified for credit except to the extent that the assuming insurer's obligations under the contract are secured in accordance with subsection (2).

(b) If an assuming insurer's eligibility is revoked, no credit for reinsurance may be granted after the effective date of the revocation with respect to any reinsurance agreements entered into by the assuming insurer, including reinsurance agreements entered into prior to the date of revocation, except to the extent that the assuming insurer's obligations under the contract are secured in a form acceptable to the commissioner and consistent with subsection (2).

(v) If subject to a legal process of rehabilitation, liquidation or conservation, as applicable, the ceding insurer or its representative may seek and, if determined appropriate by the court in which the proceedings are pending, may obtain an order requiring that the assuming insurer post security for all outstanding ceded liabilities.

(vi) Nothing in this subsection shall limit or in any way alter the capacity of parties to a reinsurance agreement to agree on requirements for security or other terms in that reinsurance agreement, except as prohibited by this section or other applicable law or regulation.

(vii) Credit may be taken under this subsection only for reinsurance agreements entered into, amended, or renewed on or after the effective date of the statute adding

this subsection, and only with respect to losses incurred and reserves reported on or after the later of: (1) the date on which the assuming insurer has met all eligibility requirements pursuant to clause (i) of this paragraph; or (2) the effective date of the new reinsurance agreement, amendment, or renewal.

(a) This paragraph does not alter or impair a ceding insurer's right to take credit for reinsurance, to the extent that credit is not available under this subsection, as long as the reinsurance qualifies for credit under any other applicable provision of this section.

(b) Nothing in this subsection shall authorize an assuming insurer to withdraw or reduce the security provided under any reinsurance agreement except as permitted by the terms of the agreement.

(c) Nothing in this subsection shall limit, or in any way alter, the capacity of parties to any reinsurance agreement to renegotiate the agreement.

SECTION 14C. Said subsection (1) of said section 20A of said chapter 175, as so appearing, is hereby further amended by striking out paragraph (F) and inserting in place thereof the following paragraph:—

(F) Credit shall be allowed when the reinsurance is ceded to an assuming insurer not meeting the requirements of paragraphs (A), (B), (C), (D), (E), or (E1/2) but only with respect to the insurance of risks located in jurisdictions where such reinsurance is required by applicable law or regulation of that jurisdiction.

SECTION 14D. Said subsection (1) of said section 20A of said chapter 175, as so appearing, is hereby further amended by striking out, in line 279, the words '(B) or (C)' and inserting in place thereof the following words:— (B), (C) or (E1/2).

SECTION 14E. Clause (iv) of paragraph (B) of subsection (5) of said section 20A of said chapter 175, as so appearing, is hereby amended by striking out subparagraphs (a) and (b) and inserting in place thereof the following 3 subparagraphs:—

(a) meets the conditions set forth in paragraph (E1/2) of subsection (1);

(b) is certified in the commonwealth; or

(c) maintains at least \$250,000,000 in capital and surplus when determined in accordance with the NAIC Accounting Practices and Procedures Manual, including all amendments thereto adopted by the NAIC, excluding the impact of any permitted or prescribed practices; and is licensed in at least 26 states; or licensed in at least 10 states and licensed or accredited in a total of at least 35 states.”.

The amendment was adopted.

The Speaker being in the Chair,—

Mr. Michlewitz of Boston then moved to amend the bill in section 2, in item 0526-0100, by inserting after the word “commission” the following: “provided further, that not less than \$25,000 shall be expended to the Friends of Wendell Meetinghouse for improvements to community gathering space during the COVID-19 pandemic and the recovery period post-pandemic”; and in said item by striking out the figures: “942,051” and inserting in place thereof the figures: “967,051”;

In item 0640-0300 by inserting after the word “Day” (inserted by amendment) the following: “; provided further, that not less than \$25,000 shall be expended for building refurbishments for the Albion Cultural Exchange to ensure accessibility to second-floor artist lofts in Wakefield; provided further, that not less than \$25,000 shall be expended for the Lowell Festival Foundation, in the city of Lowell, to promote the cultural life of the people of Greater Lowell”; and in said item by striking out the figures: “21,325,000” (inserted by amendment) and inserting in place thereof the figures: “\$21,375,000”;

In item 0930-0100 by inserting after the word “success” the words “, health and safety”, by inserting after the word “resources” the following: “, information sharing that ensures confidentiality, clear communication and addresses barriers to effective monitoring of students who are in the legal custody of DCF, including coordination of mandated reporter responsibilities; provided further, that the OCA shall report to the joint committee on children families and persons with disabilities not later than December 1, 2021 on its efforts”; and in said item by striking out the words “a contract with the University of Massachusetts medical school to conduct”;

In item 1410-1616 by inserting after the figures: “47” (inserted by amendment) the following: “; provided further, that not less than \$25,000 shall be expended for necessary infrastructure repairs to the Randolph AMVETS Post 51 facility; provided further, that not less than \$25,000 shall be expended to Battleship Cove and the USS Massachusetts Memorial Committee, Inc.”; and in said item by striking out the figures: “370,000” (inserted by amendment) and inserting in place thereof the figures: “420,000”;

In item 2000-0100 by inserting after the words “Concord rivers” (inserted by amendment) the following: “; provided further, that not less than \$25,000 for the continued operation of the Walpole Preservation Alliance”; and in said item by striking out the figures: “12,079,987” [sic] and inserting in place thereof the figures: “12,104,987” [sic];

In item 2511-0100 by striking out the following: “provided further, that not less than \$25,000 shall be expended for the creation and operation of a commission consisting of the following members” (inserted by amendment) and inserting in place thereof the following: “provided further, that not less than \$50,000 shall be expended for the creation and operation of a commission consisting of the following members; provided further, that not less than \$15,000 shall be expended for facility and storage improvements to Our Daily Bread in the town of Mansfield”; and in said item by striking out the figures: “8,976,466” (inserted by amendment) and inserting in place thereof the figures: “9,041,446”;

In item 2810-0122 by striking out the following: “provided further, that not less than \$100,000 shall be expended for improvements at the Mattakeesett street fields complex in the town of Pembroke” (inserted by amendment) and inserting in place thereof the following: “provided further, that not less than \$125,000 shall be expended for improvements at the Mattakeesett street fields complex in the town of Pembroke”, by striking out the figures: “\$40,000” and inserting in place thereof the figures: “\$65,000”, by striking out the words “redesign of the intersection of VFW parkway and South street in the town of Brookline and VFW parkway and Church street in the West Roxbury section of the city of Boston for pedestrian and motorist safety” and inserting in place thereof the following: “Blue Hills Trailside Museum; provided further, that not less than \$125,000 shall be expended for the redesign of the intersection of VFW parkway and South street in the town of Brookline and VFW parkway and Church street in the West Roxbury section of the city of Boston for pedestrian and motorist safety; provided further, that not less than \$15,000 shall be expended to Amherst Regional Public Schools to study the feasibility of a solar canopy on school property; provided further, that not less than \$25,000 shall be expended to the Merrimack River Watershed Council to further their mission of improving and conserving the Merrimack River; provided further, that not less than \$200,000 shall be expended for the construction of Fore River trail in Weymouth; provided further, that not less than \$50,000 shall be expended to the city of Quincy for a collaboration with Friends of Faxon Park for improvements to Faxon Park; provided further, that not less than \$250,000 shall be expended for the Wharf District

Council Inc., for climate resiliency planning; provided further, that not less than \$25,000 shall be expended for a master plan for improvements to Fellsmere Park on Savin Street in the city of Malden”; and in said item by striking out the figures: “2,820,000” (inserted by amendment) and inserting in place thereof the figures: “3,560,000”;

In item 4000-0005 by inserting after the word “school” (inserted by amendment) the following: “; provided further, that not less than \$100,000 shall be expended for the Boston Asian: Youth Essential Services youth violence prevention programs”; and in said item by striking out the figures: “10,075,000” (inserted by amendment) and inserting in place thereof the figures: “10,175,000”;

In item 4000-0300 by striking out the figures: “\$75,000” (inserted by amendment) and inserting in place thereof the figures: “\$100,000”; and in said item by striking out the figures: “118,534,923” (inserted by amendment) and inserting in place thereof the figures: “118,559,923”;

In item 4400-1000 by striking the following: “\$100,000 shall be expended for Fresh Start Furniture Bank, Inc. in the town of Hudson” (inserted by amendment) and inserting in place thereof the following: “\$50,000 shall be expended for the Massachusetts Alliance for Families; provided further, that not less than \$25,000 shall be expended for supporting transition-aged youth through the Friends of Children FOCUS Program”; and in said item by striking out the figures: “67,322,970”, (inserted by amendment) and inserting in place thereof the figures: “67,247,970”;

In item 4510-0110 by inserting after the words “substance abuse” (inserted by amendment) the following: “; provided further, that not less than \$300,000 shall be expended for the North End Waterfront neighborhood health center”; and in said item by striking out the figures: “3,627,547” (inserted by amendment) and inserting in place thereof the figures: “3,927,000”;

In item 4512-0205 by inserting after the words “drop-in center” (inserted by amendment) the following: “; provided further, that not less than \$25,000 shall be expended to the city of Leominster for the purpose of a mental health advocate; provided further, that not less than \$25,000 shall be expended to Veterans Inc. in Worcester for the veteran’s substance use treatment and recovery program”; and in said item, by striking out the figures: “3,290,000” (inserted by amendment) and inserting in place thereof the figures: “3,340,000”;

In item 4513-1111 by inserting after the word “marketing” (inserted by amendment) the following: “; provided further, that not less than \$300,000 shall be expended for the Be the Match for Awareness program”; and in said item by striking out the figures: “3,828,657” (inserted by amendment) and inserting in place thereof the figures: “4,128,657”;

In item 4513-1130 by inserting after the word “Newburyport” (inserted by amendment) the following: “; provided further, that not less than \$25,000 shall be expended for the domestic violence outreach coordinator position within the Cape Verdean Association of Brockton”; and in said item by striking out the figures: “50,341,295” (inserted by amendment) and inserting in place thereof the figures: “50,391,295”;

In item 4590-1507 by striking out the words “and operational” (inserted by amendment);

In item 5042-5000 by striking out the following: “\$50,000 shall be expended for Boys and Girls Clubs of Boston YouthConnect to provide community-based mental health services to high-risk youth and their families residing in the East Boston community;” and inserting in place thereof the following: “; \$75,000 shall be expended for YouthConnect to provide community-based mental health services to

high-risk youth and their families residing in the East Boston community; provided further, that not less than \$25,000 shall be expended for the Children's Room located in the town of Arlington"; and in said item by striking out the figures: "97,684,089", (inserted by amendment) and inserting in place thereof the figures: "97,734 ,089";

In item 5920-5000 by inserting after the year: "2022" the following: "-2021"

In item 7002-0010 by inserting after the word "equity" (inserted by amendment) the following: "; provided further, that not less than \$125,000 shall be expended for Portal to Hope; provided further, that not less than \$25,000 shall be expended for Yes We Care, Inc.; provided further, that not less than \$70,000 shall be expended for the Boston City Lights Foundation, Inc.; provided further, that not less than \$100,000 shall be expended for the Asian-American Women's Political Initiative for programming needs; provided further, that not less than \$25,000 shall be expended to Nonprofit Center of the Berkshires, Inc. for the purpose of providing additional resources, support, and training to over 1,000 Berkshire nonprofits to aid in strengthening their capacity to serve critical needs in the Berkshire community"; and in said item by striking out the figures: "3,146,480" (inserted by amendment) and inserting in place thereof the figures: "3,491,480";

In item 7003-0100 by inserting after the word "businesses;" the following: "; provided further, that not less than \$25,000 shall be expended to the Leduc Center for Civic Engagement at the University of Massachusetts Dartmouth for costs related to the America Reads/Counts program; provided further, that not less than \$25,000 shall be expended for STRIVE FORWARD, a job-readiness program to be coordinated by the Justice Resource Institute to connect chronically unemployed adults with training, case management and job placement"; and in said item by striking out the figures: "1,942,620" (inserted by amendment) and inserting in place thereof the figures: "1,992,620";

In item 7004-0099 by inserting after the word "personnel" the following: "; provided further that \$150,000 shall be expended for the Planning Office of Urban Affairs for the acquisition and conversion of existing residential homes into new secure, service-supported housing for survivors of trafficking and sexual exploitation; provided further, that not less than \$25,000 shall be expended for the Brookline Community Foundation for the BCF Community Grants program"; and in said item by striking out the figures: "7,596,502" and inserting in place thereof the figures: "7,771 ,502";

In item 7004-0107 by striking out the following: "\$25,000 shall be expended to the Women's" and inserting in place thereof the following: "\$50,000 shall be expended to the Women's", by striking out the following: "\$156,000 shall be expended for Horizons for Homeless Children, Inc." and inserting in place thereof the following: "\$250,000 shall be expended for Horizons for Homeless Children, Inc.;" provided further, that not less than \$100,000 shall be expended for the Housing Families Homeless Children program; provided further, that not less than \$50,000 shall be expended for the ABCD mobile homeless outreach team; provided further, that not less than \$150,000 shall be expended for the moving ahead program at the St. Francis House in the city of Boston; provided further, that not less than \$425,000 shall be expended for program staffing support at Pine Street Inn's New Chardon Street location in the city of Boston for safe housing for women who are homeless and have mental health conditions; provided further, that not less than \$25,000 shall be expended for the repairing of heating/ventilation/air-conditioning systems at the Wilmington Housing Authority; provided further, that no less than \$25,000 shall be expended to Caribbean Integration Community Development (CICD) to develop and implement a program to address Haitian and Caribbean homelessness"; and in said

item by striking out the figures: “1,041,000” (inserted by amendment) and inserting in place thereof the figures: “1,935,000”;

In item 7066-0000 by inserting after the words “secondary education” [sic] the following: “; provided further, that not less than \$100,000 shall be provided for student supports at Quincy College”; and in said item by striking out the figures: “3,502,288” and inserting in place thereof the figures: “3,602,288”;

In item 7008-1116 by striking out the following: “\$50,000 shall be expended for repairs and maintenance of Salem Common” and inserting in place thereof the following: “\$75,000 shall be expended for repairs and maintenance of Salem Common”, by striking out the following: “\$25,000 shall be expended to the Greater Haverhill” and inserting in place thereof the following: “\$50,000 shall be expended to the Greater Haverhill”, by striking out the following: “\$25,000 shall be expended to the Berkshire Theatre Group” and inserting in place thereof the following: “\$50,000 shall be expended to the Berkshire Theatre Group”, by striking out the following: “\$100,000 shall be expended to the town of West Springfield for senior center” and inserting in place thereof the following: “provided further, that \$125,000 shall be expended to the town of West Springfield for senior center”, by inserting after the word “Box” the following: “; provided further, that not less than \$100,000 shall be expended for Fresh Start Furniture Bank, Inc. in the town of Hudson; provided further, that not less than \$350,000 shall be expended for the Westmass Area Development Corporation to offset and pay any and all costs incurred and related to, but not limited to, operational costs and expenses involved with the revitalization of the Ludlow Mills Industrial Complex; provided further, that not less than \$50,000 shall be expended for Chevalier Theater in Medford; provided further, that not less than \$500,000 shall be expended for playground and landscape improvements at Point Webster Middle School; provided further, that not less than \$100,000 shall be expended for a community action grant for the town of Holbrook; provided further, that not less than \$25,000 shall be expended for the Pond Plain Improvement Association in Weymouth; provided further, that not less than \$25,000 shall be expended for the Idlewell Improvement Association in Weymouth; provided further, that not less than \$25,000 shall be expended for the Ward 2 Civic Association in Quincy; provided further, that not less than \$25,000 shall be expended for the Penn’s Hill Neighborhood Association in Quincy; provided further, that not less than \$100,00 shall be expended for the Museum of African American History in the city of Boston; provided further, that not less than \$200,000 shall be expended for the North End Music and Performing Arts Center, Inc.; provided further, that not less than \$80,000 shall be expended for the South End soccer program; provided further that not less than \$20,000 shall be expended for the North End Athletic Association, Inc. in the city of Boston; provided further, that not less than \$25,000 shall be expended for the Nazzaro Recreation Center, Inc.; provided further, that not less than \$100,000 shall be expended for the Community Music Center of Boston; provided further, that not less than \$25,000 shall be expended for the National History Day in Massachusetts program, operated by the Massachusetts Historical Society, for the purposes of sustaining and increasing access to the program for students and teachers across the Commonwealth; provided further, that not less than \$25,000 be expended for the restoration of the David Tilden House in the town of Canton; provided further, that not less than \$25,000 shall be expended for the Frederick Douglass House in the city of New Bedford”; and in said item by striking out the figures: “6,001,000” (inserted by amendment) and inserting in place thereof the figures: “7,901,000”;

In item 7010-1192 by striking out the following: “\$50,000 shall be expended for Groundwork” and inserting in place thereof the following: “\$75,000 shall be

expended for Groundwork”, by inserting after the word “Brookline” the following: “; provided further, that not less than \$320,000 shall be expended for programs and services offered by Smart from the Start, Inc. to promote the healthy development of young children and their families living in underserved communities of Boston through trauma-informed, multi-generational family support and community engagement; provided further, that not less than \$250,000 shall be expended for improvements to the Ellis memorial early education center in the city of Boston provided further, that not less than \$25,000 be expended for the Denet Elementary School to construct a developmentally appropriate and fully accessible playground; specifically to add a rubberized surface to increase the ease at which wheelchairs can move around the playground; provided further, that not less than \$25,000 shall be expended for the Welcome Center of the Framingham Public Schools”; by striking out the following: “\$100,000 shall be expended for the renovation of the playground” and inserting in place thereof the following: “\$125,000 shall be expended for the renovation of the playground”; and in said item by striking out the figures: “2,655,000” (inserted by amendment) and inserting in place thereof the figures: “3,325,000”;

In item 7116-0100 by striking out the figures: “\$50,000” (inserted by amendment) and inserting in place thereof the figures: “\$75,000”; and in said item by striking out the figures: “23,107,079” (inserted by amendment) [sic] and inserting in place thereof the figures: “23,132,079” [sic];

In item 7503-0100 by striking out the figures: “\$50,000” and inserting in place thereof the figures: “\$75,000”; and in said item by striking out the figures: “24,381,205” (inserted by amendment) and inserting in place thereof the figures: “24,406,205”;

In item 8000-0313 by striking out the following: “\$100,000 shall be expended for the Dismas” (inserted by amendment) and inserting in place thereof the following: “\$125,000 shall be expended for the Dismas”, by striking out the following: “\$25,000 shall be expended for the construction of a fiber” and inserting in place thereof the following: “\$50,000 shall be expended for the construction of a fiber”, by striking out the following: “\$50,000 shall be expended to the Woburn” and inserting in place thereof the following: “\$75,000 shall be expended to the Woburn”, by inserting after the word “equipment” the following: “provided further, that not less than \$25,000 shall be expended for the New Bedford police department to support the Greater New Bedford Opioid Task Force; provided further, that not less than \$25,000 shall be expended to the Winchester police department to modernize its emergency communications equipment”; and in said item by striking out the figures: “1,415,904” (inserted by amendment) and inserting in place thereof the figures: “1,540,904”;

In item 8324-0050 by inserting after the word “Southwick” (inserted by amendment) the following: “; provided further, fire department training academies listed in item 8324-0000 of section 2 of chapter 182 of the acts of 2008 shall be allocated to each program in fiscal year 2022; provided further that in addition to the allocation listed in item 8324-0000 of section 2 of chapter 182 of the acts of 2008, the Boston Fire Department Training Academy shall be allocated an additional \$500,000; provided further, not less than \$50,000 shall be expended for the Quincy fire hazmat unit; provided further, that not less than \$25,000 shall be expended for improvements to provide life-saving equipment and personal gear to the Hopedale Fire Department; provided further, that not less than \$25,000 be provided for training equipment for the Westminster Fire Department; provided further, that not less than \$25,000 shall be expended to the Southborough Fire Department for safety equipment and

technology needs”; and in said item by striking out the figures: “753,000” (inserted by amendment) and inserting in place thereof the figures: “1,378,000”;

In item 9110-1633 by striking out the figures: “63,122,315” and inserting in place thereof the figures: “63,322,315”;

In item 9110-9002 by striking out the following: “\$50,000 shall be expended to the town of Boxford” and inserting in place thereof the following: “\$75,000 shall be expended to the town of Boxford”; and in said item by striking out the figures: “17,766,651” (inserted by amendment) and inserting in place thereof the figures: “17,791,651”;

In section 2E, in item 1595-1368 (inserted by amendment) [sic] by striking out the following: “provided further, that not less than \$100,000 shall be expended for road improvements for the Howland avenue section of Route 8 in the town of Adams” and inserting in the place thereof the following words:— provided further, that not less than \$25,000 shall be expended to the town of Bedford for the Elm Brook Footbridge Replacement; provided further, that not less than \$125,000 shall be expended for road improvements for the Howland avenue section of Route 8 in the town of Adams; provided further, that not less than \$25,000 shall be expended for a rapid flashing pedestrian beacon traffic signal at the intersection of Hudson Street and the rail trail in the city of Marlborough; provided further, not less than \$25,000 shall be expended on beautification and safety improvements at the rotary on North Quincy Street in Brockton; provided further, that not less than \$25,000 shall be expended for parking and traffic improvements in the town of Braintree; provided further, that not less than \$25,000 shall be expended to the city of New Bedford Airport Commission for final design, permitting and bid-ready documents for construction of the new airport terminal facility”; and in said item by striking out the figures: “352,762,919”, (inserted by amendment) and inserting in place thereof the figures: “352,912,919”;

In item 1595-1068, in line 7, by inserting after the following: “42 CFR 438.6(c) for rate year” the following: “2020,”; and

By striking out section 17.

The amendments were adopted.

On the question on passing the bill, as amended, to be engrossed, the sense of the House was taken by yeas and nays, at the request of Mr. Michlewitz of Boston; and on the roll call 160 members voted in the affirmative and 0 in the negative.

[See [Yea and Nay No. 32](#) in Supplement.]

Therefore the bill (House, No. 4000, amended) was passed to be engrossed. Sent to the Senate for concurrence.

Bill passed to be engrossed,—
yea and nay
No. 32.

Order.

On motion of Ms. Hogan of Stow,—

Ordered, That when the House adjourns today, it adjourn to meet on Monday next at eleven o’clock A.M.

Next sitting.

At twenty-six minutes before three o’clock A.M. (Thursday, April 29), on motion of Mr. Frost of Auburn (the Speaker being in the Chair), the House adjourned, to meet the following Monday at eleven o’clock A.M., in an Informal Session.

The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



MONDAY, MAY 3, 2021.

[40]

JOURNAL OF THE HOUSE.

Monday, May 3, 2021.

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.

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) congratulating Wesley Blauss on the occasion of his retirement from the town of Hanson;

Wesley
Blauss.

Resolutions (filed by Mr. Madaro of Boston and other members of the House) commending the Parent/Professional Advocacy League, Inc. on their recognition of Children's Mental Health Awareness Week; and

Children's
Mental Health
Week.

Resolutions (filed by Mr. Philips of Sharon and other members of the House) commending the Greater Boston Chapter of the American Society of Safety Professionals for their recognition of North American Occupational Safety and Health Week and Occupational Safety and Health Professional Day;

Occupational
safety and
health
professionals.

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.

Papers from the Senate.

A petition (accompanied by bill, Senate, No. 2441) of Anne M. Gobi and Todd M. Smola (by vote of town) for legislation to establish a department of public works in the town on Wales, was referred, in concurrence, to the committee on Municipalities and Regional Government.

Wales,—
public works.

A petition (accompanied by bill) of Diana DiZoglio for legislation relative to public employee income protection, came from the Senate referred, under suspension of Joint Rule 12, to the committee on Public Service.

Public
employees,—
compensation.

The House then concurred with the Senate in the suspension of said rule; and the petition (accompanied by bill, Senate, No. 2444) was referred, in concurrence, to the committee on Public Service.

Engrossed Bill.

The engrossed Bill authorizing certain investments by the treasurer of the town of East Bridgewater (see Senate, No. 31, 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.

Reconsideration.

Mr. Michlewitz of Boston asked that the vote be reconsidered by which the House, at the preceding sitting, passed to be engrossed the House Bill making appropriations for the fiscal year 2022 for the maintenance of the departments, boards, commissions, institutions and certain activities of the Commonwealth, for interest, sinking fund and serial bond requirements and for certain permanent improvements (House, No. 4000, amended), and the motion to reconsider was entertained; and it prevailed.

General
Appropriation
Bill.

The same member then moved that the vote be reconsidered by which the House adopted an amendment (offered by Mr. Michlewitz), that the bill be amended in section 2, in item 0526-0100, by inserting after the word “commission” the following: “provided further, that not less than \$25,000 shall be expended to the Friends of Wendell Meetinghouse for improvements to community gathering space during the COVID-19 pandemic and the recovery period post-pandemic”; and in said item by striking out the figures: “942,051” and inserting in place thereof the figures: “967,051”;

In item 0640-0300 by inserting after the word “Day” (inserted by amendment) the following: “; provided further, that not less than \$25,000 shall be expended for building refurbishments for the Albion Cultural Exchange to ensure accessibility to second-floor artist lofts in Wakefield; provided further, that not less than \$25,000 shall be expended for the Lowell Festival Foundation, in the city of Lowell, to promote the cultural life of the people of Greater Lowell”; and in said item by striking out the figures: “21,325,000” (inserted by amendment) and inserting in place thereof the figures: “\$21,375,000”;

In item 0930-0100 by inserting after the word “success” the words “, health and safety”, by inserting after the word “resources” the following: “, information sharing that ensures confidentiality, clear communication and addresses barriers to effective monitoring of students who are in the legal custody of DCF, including coordination of mandated reporter responsibilities; provided further, that the OCA shall report to the joint committee on children families and persons with disabilities not later than December 1, 2021 on its efforts”; and in said item [A]0930-0100 [sic] by striking out the words “a contract with the University of Massachusetts medical school to conduct”;

In item 1410-1616 by inserting after the figures: “47” (inserted by amendment) the following: “; provided further, that not less than \$25,000 shall be expended for necessary infrastructure repairs to the Randolph AMVETS Post 51 facility; provided further, that not less than \$25,000 shall be expended to Battleship Cove and the USS Massachusetts Memorial Committee, Inc.”; and in said item by striking out the figures: “370,000” (inserted by amendment) and inserting in place thereof the figures: “420,000”;

In item 2000-0100 by inserting after the words “Concord rivers” (inserted by amendment) the following: “; provided further, that not less than \$25,000 for the continued operation of the Walpole Preservation Alliance”; and in said item by

striking out the figures: [B] “12,079,987” [sic] and inserting in place thereof the figures: [C] “12,104,987” [sic];

In item 2511-0100 by striking out the following: “provided further, that not less than \$25,000 shall be expended for the creation and operation of a commission consisting of the following members” (inserted by amendment) and inserting in place thereof the following: “provided further, that not less than \$50,000 shall be expended for the creation and operation of a commission consisting of the following members; provided further, that not less than \$15,000 shall be expended for facility and storage improvements to Our Daily Bread in the town of Mansfield”; and in said item by striking out the figures: “8,976,466” (inserted by amendment) and inserting in place thereof the figures: “9,041,446”;

In item 2810-0122 by striking out the following: “provided further, that not less than \$100,000 shall be expended for improvements at the Mattakeesett street fields complex in the town of Pembroke” (inserted by amendment) and inserting in place thereof the following: “provided further, that not less than \$125,000 shall be expended for improvements at the Mattakeesett street fields complex in the town of Pembroke”, by striking out the figures: “\$40,000” and inserting in place thereof the figures: “\$65,000”, by striking out the words “redesign of the intersection of VFW parkway and South street in the town of Brookline and VFW parkway and Church street in the West Roxbury section of the city of Boston for pedestrian and motorist safety” and inserting in place thereof the following: “Blue Hills Trailside Museum; provided further, that not less than \$125,000 shall be expended for the redesign of the intersection of VFW parkway and South street in the town of Brookline and VFW parkway and Church street in the West Roxbury section of the city of Boston for pedestrian and motorist safety; provided further, that not less than \$15,000 shall be expended to Amherst Regional Public Schools to study the feasibility of a solar canopy on school property; provided further, that not less than \$25,000 shall be expended to the Merrimack River Watershed Council to further their mission of improving and conserving the Merrimack River; provided further, that not less than \$200,000 shall be expended for the construction of Fore River trail in Weymouth; provided further, that not less than \$50,000 shall be expended to the city of Quincy for a collaboration with Friends of Faxon Park for improvements to Faxon Park; provided further, that not less than \$250,000 shall be expended for the Wharf District Council Inc., for climate resiliency planning; provided further, that not less than \$25,000 shall be expended for a master plan for improvements to Fellsmere Park on Savin Street in the city of Malden”; and in said item by striking out the figures: “2,820,000” (inserted by amendment) and inserting in place thereof the figures: “3,560,000”;

In item 4000-0005 by inserting after the word “school” (inserted by amendment) the following: “; provided further, that not less than \$100,000 shall be expended for the Boston Asian: Youth Essential Services youth violence prevention programs”; and in said item by striking out the figures: “10,075,000” (inserted by amendment) and inserting in place thereof the figures: “10,175,000”;

In item 4000-0300 by striking out the figures: “\$75,000” (inserted by amendment) and inserting in place thereof the figures: “\$100,000”; and in said item by striking out the figures: “118,534,923” (inserted by amendment) and inserting in place thereof the figures: “118,559,923”;

In item 4400-1000 by striking the following: “\$100,000 shall be expended for Fresh Start Furniture Bank, Inc. in the town of Hudson” (inserted by amendment) and inserting in place thereof the following: “\$50,000 shall be expended for the Massachusetts Alliance for Families; provided further, that not less than \$25,000 shall

be expended for supporting transition-aged youth through the Friends of Children FOCUS Program”; and in said item by striking out the figures: “67,322,970”, (inserted by amendment) and inserting in place thereof the figures: “67,247,970”;

In item 4510-0110 by inserting after the words “substance abuse” (inserted by amendment) the following: “; provided further, that not less than \$300,000 shall be expended for the North End Waterfront neighborhood health center”; and in said item by striking out the figures: “3,627,547” (inserted by amendment) and inserting in place thereof the figures: “3,927,000”;

In item 4512-0205 by inserting after the words “drop-in center” (inserted by amendment) the following: “; provided further, that not less than \$25,000 shall be expended to the city of Leominster for the purpose of a mental health advocate; provided further, that not less than \$25,000 shall be expended to Veterans Inc. in Worcester for the veteran’s substance use treatment and recovery program”; and in said item, by striking out the figures: “3,290,000” (inserted by amendment) and inserting in place thereof the figures: “3,340,000”;

In item 4513-1111 by inserting after the word “marketing” (inserted by amendment) the following: “; provided further, that not less than \$300,000 shall be expended for the Be the Match for Awareness program”; and in said item by striking out the figures: “3,828,657” (inserted by amendment) and inserting in place thereof the figures: “4,128,657”;

In item 4513-1130 by inserting after the word “Newburyport” (inserted by amendment) the following: “; provided further, that not less than \$25,000 shall be expended for the domestic violence outreach coordinator position within the Cape Verdean Association of Brockton”; and in said item by striking out the figures: “50,341,295” (inserted by amendment) and inserting in place thereof the figures: “50,391,295”;

In item 4590-1507 by striking out the words “and operational” (inserted by amendment);

In item 5042-5000 by striking out the following: “\$50,000 shall be expended for Boys and Girls Clubs of Boston YouthConnect to provide community-based mental health services to high-risk youth and their families residing in the East Boston community;” and inserting in place thereof the following: “; \$75,000 shall be expended for YouthConnect to provide community-based mental health services to high-risk youth and their families residing in the East Boston community; provided further, that not less than \$25,000 shall be expended for the Children’s Room located in the town of Arlington”; and in said item by striking out the figures: “97,684,089”, (inserted by amendment) and inserting in place thereof the figures: “97,734,089”;

In item 5920-5000 by inserting after the year: “2022” the following: “-2021”

In item 7002-0010 by inserting after the word “equity” (inserted by amendment) the following: “; provided further, that not less than \$125,000 shall be expended for Portal to Hope; provided further, that not less than \$25,000 shall be expended for Yes We Care, Inc.; provided further, that not less than \$70,000 shall be expended for the Boston City Lights Foundation, Inc.; provided further, that not less than \$100,000 shall be expended for the Asian-American Women’s Political Initiative for programming needs; provided further, that not less than \$25,000 shall be expended to Nonprofit Center of the Berkshires, Inc. for the purpose of providing additional resources, support, and training to over 1,000 Berkshire nonprofits to aid in strengthening their capacity to serve critical needs in the Berkshire community”; and in said item by striking out the figures: “3,146,480” (inserted by amendment) and inserting in place thereof the figures: “3,491,480”;

In item 7003-0100 by inserting after the word “businesses;” the following: “; provided further, that not less than \$25,000 shall be expended to the Leduc Center for Civic Engagement at the University of Massachusetts Dartmouth for costs related to the America Reads/Counts program; provided further, that not less than \$25,000 shall be expended for STRIVE FORWARD, a job-readiness program to be coordinated by the Justice Resource Institute to connect chronically unemployed adults with training, case management and job placement”; and in said item by striking out the figures: “1,942,620” (inserted by amendment) and inserting in place thereof the figures: “1,992,620”;

In item 7004-0099 by inserting after the word “personnel” the following: “; provided further that \$150,000 shall be expended for the Planning Office of Urban Affairs for the acquisition and conversion of existing residential homes into new secure, service-supported housing for survivors of trafficking and sexual exploitation; provided further, that not less than \$25,000 shall be expended for the Brookline Community Foundation for the BCF Community Grants program”; and in said item by striking out the figures: “7,596,502” and inserting in place thereof the figures: “7,771,502”;

In item 7004-0107 by striking out the following: “\$25,000 shall be expended to the Women’s” and inserting in place thereof the following: “\$50,000 shall be expended to the Women’s”, by striking out the following: “\$156,000 shall be expended for Horizons for Homeless Children, Inc.” and inserting in place thereof the following: “\$250,000 shall be expended for Horizons for Homeless Children, Inc.; provided further, that not less than \$100,000 shall be expended for the Housing Families Homeless Children program; provided further, that not less than \$50,000 shall be expended for the ABCD mobile homeless outreach team; provided further, that not less than \$150,000 shall be expended for the moving ahead program at the St. Francis House in the city of Boston; provided further, that not less than \$425,000 shall be expended for program staffing support at Pine Street Inn’s New Chardon Street location in the city of Boston for safe housing for women who are homeless and have mental health conditions; provided further, that not less than \$25,000 shall be expended for the repairing of heating/ventilation/air-conditioning systems at the Wilmington Housing Authority; provided further, that no less than \$25,000 shall be expended to Caribbean Integration Community Development (CICD) to develop and implement a program to address Haitian and Caribbean homelessness”; and in said item by striking out the figures: “1,041,000” (inserted by amendment) and inserting in place thereof the figures: “1,935,000”;

In item 7066-0000 by inserting after the words [D] “secondary education” [sic] the following: “; provided further, that not less than \$100,000 shall be provided for student supports at Quincy College”; and in said item by striking out the figures: “3,502,288” and inserting in place thereof the figures: “3,602,288”;

In item 7008-1116 by striking out the following: “\$50,000 shall be expended for repairs and maintenance of Salem Common” and inserting in place thereof the following: “\$75,000 shall be expended for repairs and maintenance of Salem Common”, by striking out the following: “\$25,000 shall be expended to the Greater Haverhill” and inserting in place thereof the following: “\$50,000 shall be expended to the Greater Haverhill”, by striking out the following: “\$25,000 shall be expended to the Berkshire Theatre Group” and inserting in place thereof the following: “\$50,000 shall be expended to the Berkshire Theatre Group”, by striking out the following: “\$100,000 shall be expended to the town of West Springfield for senior center” and inserting in place thereof the following: “provided further, that \$125,000 shall be expended to the town of West Springfield for senior center”, by inserting

after the word “Box” the following: “; provided further, that not less than \$100,000 shall be expended for Fresh Start Furniture Bank, Inc. in the town of Hudson; provided further, that not less than \$350,000 shall be expended for the Westmass Area Development Corporation to offset and pay any and all costs incurred and related to, but not limited to, operational costs and expenses involved with the revitalization of the Ludlow Mills Industrial Complex; provided further, that not less than \$50,000 shall be expended for Chevalier Theater in Medford; provided further, that not less than \$500,000 shall be expended for playground and landscape improvements at Point Webster Middle School; provided further, that not less than \$100,000 shall be expended for a community action grant for the town of Holbrook; provided further, that not less than \$25,000 shall be expended for the Pond Plain Improvement Association in Weymouth; provided further, that not less than \$25,000 shall be expended for the Idlewell Improvement Association in Weymouth; provided further, that not less than \$25,000 shall be expended for the Ward 2 Civic Association in Quincy; provided further, that not less than \$25,000 shall be expended for the Penn’s Hill Neighborhood Association in Quincy; provided further, that not less than \$100,00 shall be expended for the Museum of African American History in the city of Boston; provided further, that not less than \$200,000 shall be expended for the North End Music and Performing Arts Center, Inc.; provided further, that not less than \$80,000 shall be expended for the South End soccer program; provided further that not less than \$20,000 shall be expended for the North End Athletic Association, Inc. in the city of Boston; provided further, that not less than \$25,000 shall be expended for the Nazzaro Recreation Center, Inc.; provided further, that not less than \$100,000 shall be expended for the Community Music Center of Boston; provided further, that not less than \$25,000 shall be expended for the National History Day in Massachusetts program, operated by the Massachusetts Historical Society, for the purposes of sustaining and increasing access to the program for students and teachers across the Commonwealth; provided further, that not less than \$25,000 be expended for the restoration of the David Tilden House in the town of Canton; provided further, that not less than \$25,000 shall be expended for the Frederick Douglass House in the city of New Bedford”; and in said item by striking out the figures: “6,001,000” (inserted by amendment) and inserting in place thereof the figures: “7,901,000”;

In item 7010-1192 by striking out the following: “\$50,000 shall be expended for Groundwork” and inserting in place thereof the following: “\$75,000 shall be expended for Groundwork”, by inserting after the word “Brookline” the following: “; provided further, that not less than \$320,000 shall be expended for programs and services offered by Smart from the Start, Inc. to promote the healthy development of young children and their families living in underserved communities of Boston through trauma-informed, multi-generational family support and community engagement; provided further, that not less than \$250,000 shall be expended for improvements to the Ellis memorial early education center in the city of Boston provided further, that not less than \$25,000 be expended for the Dennet Elementary School to construct a developmentally appropriate and fully accessible playground; specifically to add a rubberized surface to increase the ease at which wheelchairs can move around the playground; provided further, that not less than \$25,000 shall be expended for the Welcome Center of the Framingham Public Schools” by striking out the following: “\$100,000 shall be expended for the renovation of the playground” and inserting in place thereof the following: “\$125,000 shall be expended for the renovation of the playground”; and in said item by striking out the figures: “2,655,000” (inserted by amendment) and inserting in place thereof the figures: “3,325,000”;

In item 7116-0100 by striking out the figures: “\$50,000” (inserted by amendment) and inserting in place thereof the figures: “\$75,000”; and in said item by striking out the figures: [“E”] “23,107,079” (inserted by amendment) [sic] and inserting in place thereof the figures: [“F”] “23,132,079” [sic];

In item 7503-0100 by striking out the figures: “\$50,000” and inserting in place thereof the figures: “\$75,000”; and in said item by striking out the figures: “24,381,205” (inserted by amendment) and inserting in place thereof the figures: “24,406,205”;

In item 8000-0313 by striking out the following: “\$100,000 shall be expended for the Dismas” (inserted by amendment) and inserting in place thereof the following: “\$125,000 shall be expended for the Dismas”, by striking out the following: “\$25,000 shall be expended for the construction of a fiber” and inserting in place thereof the following: “\$50,000 shall be expended for the construction of a fiber”, by striking out the following: “\$50,000 shall be expended to the Woburn” and inserting in place thereof the following: “\$75,000 shall be expended to the Woburn”, by inserting after the word “equipment” the following: “provided further, that not less than \$25,000 shall be expended for the New Bedford police department to support the Greater New Bedford Opioid Task Force; provided further, that not less than \$25,000 shall be expended to the Winchester police department to modernize its emergency communications equipment”; and in said item by striking out the figures: “1,415,904” (inserted by amendment) and inserting in place thereof the figures: “1,540,904”;

In item 8324-0050 by inserting after the word “Southwick” (inserted by amendment) the following: “; provided further, fire department training academies listed in item 8324-0000 of section 2 of chapter 182 of the acts of 2008 shall be allocated to each program in fiscal year 2022; provided further that in addition to the allocation listed in item 8324-0000 of section 2 of chapter 182 of the acts of 2008, the Boston Fire Department Training Academy shall be allocated an additional \$500,000; provided further, not less than \$50,000 shall be expended for the Quincy fire hazmat unit; provided further, that not less than \$25,000 shall be expended for improvements to provide life-saving equipment and personal gear to the Hopedale Fire Department; provided further, that not less than \$25,000 be provided for training equipment for the Westminster Fire Department; provided further, that not less than \$25,000 shall be expended to the Southborough Fire Department for safety equipment and technology needs”; and in said item by striking out the figures: “753,000” (inserted by amendment) and inserting in place thereof the figures: “1,378,000”;

In item 9110-1633 by striking out the figures: “63,122,315” and inserting in place thereof the figures: “63, 322,315”;

In item 9110-9002 by striking out the following: “\$50,000 shall be expended to the town of Boxford” and inserting in place thereof the following: “\$75,000 shall be expended to the town of Boxford”; and in said item by striking out the figures: “17,766,651” (inserted by amendment) and inserting in place thereof the figures: “17,791,651”;

In section 2E, in item [G] 1595-1368 (inserted by amendment) [sic] by striking out the following: “provided further, that not less than \$100,000 shall be expended for road improvements for the Howland avenue section of Route 8 in the town of Adams” and inserting in the place thereof the following words:— provided further, that not less than \$25,000 shall be expended to the town of Bedford for the Elm Brook Footbridge Replacement; provided further, that not less than \$125,000 shall be expended for road improvements for the Howland avenue section of Route 8 in the town of Adams; provided further, that not less than \$25,000 shall be expended for a rapid flashing pedestrian beacon traffic signal at the intersection of Hudson Street and

the rail trail in the city of Marlborough; provided further, not less than \$25,000 shall be expended on beautification and safety improvements at the rotary on North Quincy Street in Brockton; provided further, that not less than \$25,000 shall be expended for parking and traffic improvements in the town of Braintree; provided further, that not less than \$25,000 shall be expended to the city of New Bedford Airport Commission for final design, permitting and bid-ready documents for construction of the new airport terminal facility”; and in said item by striking out the figures: “352,762,919”, (inserted by amendment) and inserting in place thereof the figures: “352,912,919”;

In item 1595-1068, in line 7, by inserting after the following: “42 CFR 438.6(c) for rate year” the following: “2020,”; and

By striking out section 17; and the motion to reconsider prevailed.

Mr. Michlewitz of Boston then moved that the amendment (offered by him) be amended by striking out, the second time it appears [at “A”], the following: “0930-0100” and inserting in place thereof the following: “0950-0030”; by striking out [at “B”] the figures: “12,079,987” and inserting in place thereof the figures: “\$13,079,987”, and by striking out [at “C”] the figures “12,104,987” and inserting in place thereof the figures “13,104,987”; by striking out [at “D”] the words “secondary education” and inserting in place thereof the words “sexual violence prevention”; by striking out [at “E”] the figures: “23,107,079” and inserting in place thereof the figures: “31,176,398”, and by striking out [at “F”] the figures: “23,132,079” and inserting in place thereof the figures: “31,201,079”; and by striking out [at “G”] the following: “1595-1368” and inserting in place thereof the following: “1595-6368”. The further amendments were adopted. The amendment, as amended, then was adopted.

The bill then was passed to be engrossed. The bill (House, No. 4001, published as amended) then was sent to the Senate for concurrence.

Order.

On motion of Mr. Mariano of Quincy,—

Ordered, That when the House adjourns today, it adjourn to meet on Thursday next at eleven o’clock A.M.

Next
sitting.

At six minutes after eleven o’clock A.M., on motion of Mrs. Ferguson of Holden (Mr. Donato of Medford being in the Chair), the House adjourned, to meet the following Thursday at eleven o’clock A.M., in an Informal Session.

The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



THURSDAY, MAY 6, 2021.

[41]

JOURNAL OF THE HOUSE.

Thursday, May 6, 2021.

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.

Resolutions.

Resolutions (filed with the Clerk by Ms. Hogan of Stow) honoring Patricia A. Walrath for a lifetime of service and commitment to the Massachusetts 4-H Foundation, her community, and the Commonwealth, were referred under Rule 85, to the committee on Rules.

Patricia
Walrath.

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

Appointments of the Speaker.

The Speaker announced that he had made the following appointments:

That Representative Garlick of Needham had been appointed as his designee (under Section 1 of Chapter 309 of the Acts of 2020) to the Opioid Recovery and Remediation Fund Advisory Council;

Opioid
recovery.

That Representative Cutler of Pembroke had been appointed as his designee (under Section 92 of Chapter 358 of the Acts of 2020) to chair the commission to conduct a comprehensive study relative to the impact of automation, artificial intelligence, global trade, access to new forms of data and the internet of things on the workforce, businesses and economy;

Automation.

That Representative LaNatra of Kingston had been appointed as his designee (under Section 92 of Chapter 358 of the Acts of 2020) to the commission to conduct a comprehensive study relative to the impact of automation, artificial intelligence, global trade, access to new forms of data and the internet of things on the workforce, businesses and economy; and

Id.

That Representative Hogan of Stow had been appointed as his designee (under Section 94 of Chapter 358 of the Acts of 2020) to co-chair the commission on the needs of agriculture in the Commonwealth in the 21st century.

Agriculture
needs.

Petition.

Ms. Cronin of Easton presented a petition (accompanied by bill, House, No. 3709) of Claire D. Cronin (with the approval of the mayor and city council) relative

Brockton,—
city council.

to city council vacancies in the city of Brockton; and the same was referred to the committee on Election Laws. Sent to the Senate for concurrence.

Additional Petitions.

The following additional petitions (having been deposited in the office of the Clerk of the House, previously to five o'clock in the afternoon on Friday, February 19, 2021) were referred, under Rule 24 and Joint Rule 13, as follows:

By Mr. Owens of Watertown, a petition (accompanied by bill, House, No. 3710) of Steven C. Owens and others for legislation to facilitate the unionization of the cannabis workforce. To the committee on Cannabis Policy.

Cannabis,—
unions.

By Representative Chan of Quincy and Senator Moore, a joint petition (accompanied by bill, House, No. 3711) of Tackey Chan and Michael O. Moore for legislation to establish a special commission (including members of the General Court) to investigate the potential for beneficial economic impact from minimum pricing laws;

Minimum
pricing.

By Representative Gouveia of Acton and Senator Barrett, a joint petition (accompanied by bill, House, No. 3712) of Tami L. Gouveia and Michael J. Barrett (by vote of the town) for legislation to grant four additional liquor licenses for the sale of wines and malt beverages to be drunk on the premises in the town of Concord;

Concord,—
liquor
licenses.

By Mr. Hill of Ipswich (by request), a petition (accompanied by bill, House, No. 3713) of Nicholas Ford relative to credit card surcharges;

Credit cards,—
surcharges.

By Representative Linsky of Natick and Senator Rausch, a joint petition (accompanied by bill, House, No. 3714) of David Paul Linsky and Rebecca L. Rausch (by vote of the town) relative to authorizing the town of Natick to grant an additional license for the sale of alcoholic beverages to be drunk on the premises; and

Natick,—
liquor
licenses.

By Mr. Sena of Acton, a petition (accompanied by bill, House, No. 3715) of Danillo A. Sena, Michael P. Kushmerek and John J. Cronin (by vote of the town) relative to authorizing the town of Lunenburg to grant an additional license for the sale of all alcoholic beverages not to be drunk on the premises to Jaxx Country Variety;

Lunenburg,—
liquor license.

Severally to the committee on Consumer Protection and Professional Licensure.

By Representatives Hawkins of Attleboro and Gouveia of Acton, a petition (accompanied by bill, House, No. 3716) of James K. Hawkins, Tami L. Gouveia and others to ensure the health and safety of students, educators and communities during the 2019 novel coronavirus pandemic;

Pandemic,—
education.

By Mr. Santiago of Boston, a petition (accompanied by bill, House, No. 3738) of Jon Santiago and others relative to the rapid, accessible and equitable administration of the COVID-19 vaccine; and

Covid
vaccine,—
administration.

By Mr. Vitolo of Brookline, a petition (accompanied by bill, House, No. 3717) of Tommy Vitolo and others relative to the powers of city and town officials during public health emergencies;

Municipalities,—
emergencies.

Severally to the committee on Covid-19 and Emergency Preparedness and Management.

By Representatives Fernandes of Falmouth and Tyler of Boston, a petition (accompanied by bill, House, No. 3718) of Dylan A. Fernandes, Chynah Tyler and others for legislation to establish a permanent commission on anti-racist education to develop anti-racist curriculum for the public schools. To the committee on Education.

Education,—
anti-racist
curriculum.

By Representative Gouveia of Acton and Senator Barrett, a joint petition (accompanied by bill, House, No. 3719) of Tami L. Gouveia and Michael J. Barrett

Concord,—
voting.

(by vote of the town) for legislation to authorize 17 year old citizens to vote in town elections and town meetings in the town of Concord. To the committee on Election Laws.

By Mr. Michlewitz of Boston, a petition (accompanied by bill, House, No. 3720) of Aaron Michlewitz for legislation to further regulate the authority of the Department of Public Works and the Boston Redevelopment Authority to exercise certain powers in regard to certain tidelands along the Atlantic Avenue and Commercial Street waterfront in the city of Boston. To the committee on Environment, Natural Resources and Agriculture.

Boston,—
waterfront.

By Ms. DuBois of Brockton, a petition (accompanied by bill, House, No. 3721) of Michelle M. DuBois relative to the stabilization of rents in cities and towns facing distress in the housing market;

Rents,—
stabilization.

By Miss Garry of Dracut, a petition (accompanied by bill, House, No. 3722) of Colleen M. Garry (by vote of the town) relative to the design, development, construction and operation of a certain senior low-income and affordable housing project located in the town of Dracut;

Dracut,—
housing.

Severally to the committee on Housing.

By Mr. Mirra of Georgetown (by request), a petition (accompanied by resolutions, House, No. 3723) of Walter F. Sorenson, Jr., for the adoption of Resolutions by the General Court requesting the Governor to remove Judge Abbie L. Ross from the Essex County Family and Probate Court. To the committee on the Judiciary.

Judge
Abbie
Ross.

By Representative Arciero of Westford and Senator Kennedy, a joint petition (accompanied by bill, House, No. 3724) of James Arciero and Edward J. Kennedy (by vote of the town) relative to authorizing the disbursement of certain funds held in escrow by the town of Westford;

Westford,—
funds.

By Miss Garry of Dracut, a petition (accompanied by bill, House, No. 3725) of Colleen M. Garry and Edward J. Kennedy (by vote of the town) relative to providing for the appointment of two alternate members of the conservation commission of the town of Tyngsborough;

Tyngsborough,—
conservation
commission.

By the same member, a petition (accompanied by bill, House, No. 3726) of Colleen M. Garry (by vote of the town) relative to authorizing the town of Dracut to pay a certain bill to White Water, Inc.; and

Dracut,—
bill.

By Mr. Sena of Acton, a petition (accompanied by bill, House, No. 3727) of Danillo A. Sena, Michael P. Kushmerek and John J. Cronin (by vote of the town) relative to authorizing the investment of town of Lunenburg library trust fund;

Lunenburg,—
library.

Severally to the committee on Municipalities and Regional Government.

By Mr. Hendricks of New Bedford, a petition (accompanied by bill, House, No. 3728) of Christopher Hendricks and others relative to electronic weapons and devices; and

Electronic
weapons.

By Mr. Linsky of Natick, a petition (accompanied by bill, House, No. 3729) of David Paul Linsky and others relative to universal background checks for private gun sales;

Private
gun sales.

Severally to the committee on Public Safety and Homeland Security.

By Mr. Consalvo of Boston, a petition (accompanied by bill, House, No. 3730) of Rob Consalvo and Patrick Russell relative to the Group Insurance Commission Trust Fund. To the committee on Public Service.

Group Insurance
Commission.

By Representative Gouveia of Acton and Senator Barrett, a joint petition (accompanied by bill, House, No. 3731) of Tami L. Gouveia and Michael J. Barrett (by vote of the town) for legislation to make permanent a senior means tested property tax exemption in the town of Concord;

Concord,—
senior property
taxes.

By Mrs. Lipper-Garabedian of Melrose, a petition (accompanied by bill, House, No. 3732) of Kate Lipper-Garabedian and others relative to authorizing the establishment of a means tested senior citizen property tax exemption;

Senior property taxes.

By Mr. McMurtry of Dedham, a petition (accompanied by bill, House, No. 3733) of Paul McMurtry and others relative to motion pictures filmed in the Commonwealth; and

Motion pictures.

By Representative Sena of Acton and Senator Eldridge, a joint petition (accompanied by bill, House, No. 3734) of Danillo A. Sena and James B. Eldridge (by vote of the town) relative to authorizing the town of Harvard to establish a cap on property taxes for means tested senior citizens;

Harvard,— senior property taxes.

Severally to the committee on Revenue.

By Ms. Elugardo of Boston, a petition (accompanied by bill, House, No. 3735) of Nika C. Elugardo and others for the annual issuance of a proclamation by the Governor setting apart the month of September as polycystic ovary syndrome awareness month. To the committee on State Administration and Regulatory Oversight.

Polycystic ovary syndrome awareness month.

By Mr. McGonagle of Everett, a petition (accompanied by bill, House, No. 3736) of Joseph W. McGonagle, Jr., and Jessica Ann Giannino relative to mopeds and scooters operating on public ways; and

Mopeds and scooters.

By Mr. Tucker of Salem, a petition (accompanied by bill, House, No. 3737) of Paul F. Tucker relative to blood testing for certain drivers;

Drivers,— blood testing.

Severally to the committee on Transportation.

Paper from the Senate.

The House Bill financing the reconstruction of the Soldiers' Home in Holyoke (House, No. 3701), came from the Senate passed to be engrossed, in concurrence, with amendments striking out all after the enacting clause and inserting in place thereof the text contained in Senate document numbered 2442.

Holyoke Soldiers' Home.

Under suspension of Rule 35, on motion of Mr. Wagner of Chicopee, the amendment was considered forthwith. The House then non-concurred with the Senate in its amendment; and, on further motion of the same member, asked for a committee of conference on the disagreeing votes of the two branches. Representatives Wagner of Chicopee, Gregoire of Marlborough and Berthiaume of Spencer were appointed the committee on the part of the House. Sent to the Senate to be joined.

Conference committee.

Subsequently notice was received from the Senate that said branch had insisted on its amendment, concurred with the House in the appointment of a committee of conference; and that Senators Friedman, Feeney and Fattman had been appointed the committee on the part of the Senate.

Id.

Reports of Committees on Proposals for Legislative Amendments to the Constitution.

By Mr. Ryan of Boston, for the committee on Election Laws, on the petition (accompanied by proposal, House, No. 76) of Michael J. Moran and Kevin G. Honan for a legislative amendment to the Constitution to provide for no excuse absentee voting,— reported, in accordance with a provision of Joint Rule 23, recommending that the amendment proposed by said petition (see House, No. 76), ought to pass [Representative Dooley of Norfolk dissenting].

Absentee voting.

By Mr. Day of Stoneham, for the committee on the Judiciary, on the petition (accompanied by proposal, House, No. 80) of Mindy Domb and others for a legislative amendment to the Constitution relative to the oaths and affirmations of public office,— reported, in accordance with a provision of Joint Rule 23, recommending that the amendment proposed by said petition (see House, No. 80), ought to pass.

Public office,—
oaths.

By Ms. Ehrlich of Marblehead, for the committee on the Municipalities and Regional Government, on the petition (accompanied by proposal, Senate, No. 2440) of William N. Brownsberger for a legislative amendment to the Constitution relative to select boards,— reported, in accordance with a provision of Joint Rule 23, recommending that the amendment proposed by said petition (see Senate, No. 2440), ought to pass.

Select boards.

By Mr. Cusack of Braintree, for the committee on Revenue, on the petition (accompanied by proposal, House, No. 86) of James J. O’Day and Sean Garballey for a legislative amendment to the Constitution to provide resources for education and transportation through an additional tax on incomes in excess of one million dollars tax on incomes in excess of one million dollars,— reported, in accordance with a provision of Joint Rule 23, recommending that the amendment proposed by said petition (see House, No. 86), ought to pass.

Millionaires
tax.

By the same member, for the same committee, on the petition (accompanied by proposal, House, No. 91) of Paul A. Schmid, III and others for a legislative amendment to the Constitution relative to agricultural and horticultural lands,— reported, in accordance with a provision of Joint Rule 23, recommending that the amendment proposed by said petition (see House, No. 91), ought to pass.

Agricultural and
horticultural
lands.

The reports were severally read and placed on file, in accordance with the requirements of said rule.

By Mr. Ryan of Boston, for the committee on Election Laws, on the petition (accompanied by proposal, Senate, No. 16) of James B. Eldridge for a legislative amendment to the Constitution to establish an independent redistricting commission,— reported, in accordance with a provision of Joint Rule 23, recommending that the amendment proposed by said petition (see Senate, No. 16), ought NOT to pass [Senators Eldridge and Fattman dissenting].

Redistricting,—
commission.

By the same member, for the same committee, on the petition (accompanied by proposal, Senate, No. 17) of Walter Ziobro for a legislative amendment to the Constitution specifying the method of apportioning the General Court,— reported, in accordance with a provision of Joint Rule 23, recommending that the amendment proposed by said petition (see Senate, No. 17), ought NOT to pass.

General Court,—
apportionment.

By the same member, for the same committee, on the petition (accompanied by proposal, Senate, No. 18) of Adam G. Hinds for a legislative amendment to the Constitution relative to voting rights,— reported, in accordance with a provision of Joint Rule 23, recommending that the amendment proposed by said petition (see Senate, No. 18), ought NOT to pass [Senator Creem dissenting].

Voting rights.

By the same member, for the same committee, on the petition (accompanied by proposal, House, No. 74) of Mindy Domb, Tami L. Gouveia and David M. Rogers for a legislative amendment to the Constitution relative to voting rights,— reported, in accordance with a provision of Joint Rule 23, recommending that the amendment proposed by said petition (see House, No. 74), ought NOT to pass [Senator Creem dissenting].

Id.

By the same member, for the same committee, on the petition (accompanied by proposal, House, No. 75) of Paul W. Mark for a legislative amendment to the

Absentee
voting,—

<p>Constitution relative to no fault absentee voting,— reported, in accordance with a provision of Joint Rule 23, recommending that the amendment proposed by said petition (see House, No. 75), ought NOT to pass.</p>	<p>no fault.</p>
<p>By Mr. Day of Stoneham, for the committee on the Judiciary, on the petition (accompanied by proposal, Senate, No. 19) of Vincent Lawrence Dixon for a legislative amendment to the Constitution for term renewal process,— reported, in accordance with a provision of Joint Rule 23, recommending that the amendment proposed by said petition (see Senate, No. 19), ought NOT to pass.</p>	<p>Term renewal process.</p>
<p>By the same member, for the same committee, on the petition (accompanied by proposal, Senate, No. 20) of Cynthia Stone Creem for a legislative amendment to the Constitution relative to the subject matter of initiative petitions,— reported, in accordance with a provision of Joint Rule 23, recommending that the amendment proposed by said petition (see Senate, No. 20), ought NOT to pass [Senator Creem dissenting].</p>	<p>Initiative petitions.</p>
<p>By the same member, for the same committee, on the petition (accompanied by proposal, Senate, No. 21) of Adam G. Hinds for a legislative amendment to the Constitution relative to equity in state policy,— reported, in accordance with a provision of Joint Rule 23, recommending that the amendment proposed by said petition (see Senate, No. 21), ought NOT to pass [Representative Fluker Oakley of Boston dissenting].</p>	<p>State policies,— equity.</p>
<p>By the same member, for the same committee, on the petition (accompanied by proposal, Senate, No. 25) of Sabrina Holland for a legislative amendment to the Constitution to amend articles of the Constitution to expand equal rights,— reported, in accordance with a provision of Joint Rule 23, recommending that the amendment proposed by said petition (see Senate, No. 25), ought NOT to pass [Representative Fluker Oakley of Boston dissenting].</p>	<p>Equal rights.</p>
<p>By the same member, for the same committee, on the petition (accompanied by proposal, Senate, No. 1070) of Norma Powell for a legislative amendment to the Constitution relative to the term of judicial officers,— reported, in accordance with a provision of Joint Rule 23, recommending that the amendment proposed by said petition (see Senate, No. 1070), ought NOT to pass.</p>	<p>Judicial officers,— terms.</p>
<p>By the same member, for the same committee, on the petition (accompanied by proposal, House, No. 79) of Mindy Domb and others for a legislative amendment to the Constitution relative to use of gender in the Constitution of the Commonwealth,— reported, in accordance with a provision of Joint Rule 23, recommending that the amendment proposed by said petition (see House, No. 79), ought NOT to pass [Senator Creem and Representatives Whipps of Athol, Fluker Oakley of Boston and Scanlon of North Attleborough dissenting].</p>	<p>Constitution,— gender.</p>
<p>By the same member, for the same committee, on the petition (accompanied by proposal, House, No. 81) of Thomas A. Golden, Jr. and James K. Hawkins for a legislative amendment to the Constitution relative to term limits for judges,— reported, in accordance with a provision of Joint Rule 23, recommending that the amendment proposed by said petition (see House, No. 81), ought NOT to pass [Representative Scanlon of North Attleborough dissenting].</p>	<p>Judges,— term limits.</p>
<p>By the same member, for the same committee, on the petition (accompanied by proposal, House, No. 82) of Bradley H. Jones, Jr. and Susan Williams Gifford for a legislative amendment to the Constitution relative to prohibiting eminent domain takings,— in accordance with a provision of Joint Rule 23, recommending that the amendment proposed by said petition (see House, No. 82), ought NOT to pass.</p>	<p>Eminent domain,— prohibition.</p>
<p>By the same member, for the same committee, on the petition (accompanied by proposal, House, No. 83) of Sabrina Holland for a legislative amendment to the</p>	<p>Laws,— equal</p>

Constitution relative to equal protection of the laws,— reported, in accordance with a provision of Joint Rule 23, recommending that the amendment proposed by said petition (see House, No. 83), ought NOT to pass [Representative Fluker Oakley of Boston dissenting].

protection.

By the same member, for the same committee, on the petition (accompanied by proposal, House, No. 84) of Paul W. Mark for a legislative amendment to the Constitution relative to a succession plan for a vacancy in the office of Lieutenant-Governor,— reported, in accordance with a provision of Joint Rule 23, recommending that the amendment proposed by said petition (see House, No. 84), ought NOT to pass [Representatives Whipps of Athol and Scanlon of North Attleborough dissenting].

Lt. Governor,—
succession plan.

By Mr. Cutler of Pembroke, for the committee on Labor and Workforce Development, on the petition (accompanied by proposal, House, No. 85) of Vincent Lawrence Dixon for a proposal for a legislative amendment to the Constitution for a constitutional right to employable skills training,— reported, in accordance with a provision of Joint Rule 23, recommending that the amendment proposed by said petition (see House, No. 85), ought NOT to pass.

Employable
skills training.

By Mr. Cusack of Braintree, for the committee on Revenue, on the petition (accompanied by proposal, Senate, No. 22) of Bruce E. Tarr for a legislative amendment to the Constitution to require a supermajority vote for the utilization of rainy day funds,— reported, in accordance with a provision of Joint Rule 23, recommending that the amendment proposed by said petition (see Senate, No. 22), ought NOT to pass.

Rainy day
funds.

By the same member, for the same committee, on the petition (accompanied by proposal, Senate, No. 23) of Bruce E. Tarr for a legislative amendment to the Constitution to cap the state income tax,— reported, in accordance with a provision of Joint Rule 23, recommending that the amendment proposed by said petition (see Senate, No. 23), ought NOT to pass.

Income tax,—
cap.

The reports were severally read and placed on file, in accordance with the requirements of said rule.

Under the provisions of Joint Rule 23, the following proposals were placed on file, the time within which the said committees were required to report having expired:

Of the committee on the Health Care Financing, ought NOT to pass (under Joint Rule 23), on the petition (accompanied by proposal, House, No. 77) of Vincent Lawrence Dixon for a proposal for a legislative amendment to the Constitution to establish the right to health care; and

Health care.

Of the committee on the Housing, ought NOT to pass (under Joint Rule 23), on the petition (accompanied by proposal, House, No. 78) of Vincent Lawrence Dixon for a proposal for a legislative amendment to the Constitution for a Constitutional right to housing.

Housing.

Report of a Committee.

By Mr. Honan of Boston, for the committee on Steering, Policy and Scheduling, that the House Bill authorizing the town of Berlin to continue the employment of Paul Kenneth Clark (printed in House, No. 92), be scheduled for consideration of the House.

Berlin,—
Kenneth
Clark.

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

Orders of the Day.

The House Bill authorizing Trevor J. Seaboyer to take the civil service examination for the position of firefighter in the city of Haverhill notwithstanding the maximum age requirement (House, No. 98), 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.

Order.

On motion of Mr. Mariano of Quincy,—

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

Next
sitting.

At five minutes after eleven o'clock A.M., on motion of Mr. Hill of Ipswich (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.

The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



MONDAY, MAY 10, 2021.

[42]

JOURNAL OF THE HOUSE.

Monday, May 10, 2021.

Met according to adjournment at eleven o'clock A.M., in an Informal Session, with Mr. Garballey of Arlington 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. Garballey), 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 Ms. Farley-Bouvier of Pittsfield, the members and employees stood in a moment of silent tribute to the memory of Mabel Amos Hamilton of Pittsfield, who passed away on Monday, April 26th at age 88.

Mother Mabel
Amos Hamilton.

A longtime community leader, she leaves behind a lasting legacy of supporting and organizing community members whose voices were silenced.

Mabel's professional career centered on early education, employment and disabilities advocacy. Her personal life centered around Price Memorial AME Zion Church and her beloved extended family.

Mother Mabel will be greatly missed by the entire community of Pittsfield. Those who loved and admired her work will strive to carry on her legacy.

Appointments of the Minority Leader.

The Minority Leader announced that he had made the following appointments:

That Representative Kane of Shrewsbury had been appointed as his designee (under Section 42 of Chapter 19A of the General Laws) to the Commission on Malnutrition Prevention Among Older Adults;

Malnutrition.

That Representative Pease of Westfield had been appointed as his designee (under Section 98 of Chapter 227 of the Acts of 2020) to the interagency task force to review and investigate water and ground contamination of per- and polyfluoroalkyl substances across the Commonwealth;

Water and
ground
contamination.

That Dyana Boutwell of North Reading had been appointed as his designee (under Section 79(b) of Chapter 253 of the Acts of 2020) to the model school resource officer memorandum of understanding review commission;

School
resource
officer.

That Representative Mirra of Georgetown had been appointed as his designee (under Section 92 of Chapter 358 of the Acts of 2020) to the special commission to conduct a comprehensive study relative to the impact of automation, artificial intelligence, global trade, access to new forms of data and the internet of things on the workforce, businesses and economy; and

Automation.

That Massachusetts High Technology Council, Inc. President Christopher R. Anderson had been appointed as his designee (under Section 25 of Chapter 9 of the Acts of 2021) to the special commission to study and develop recommendations on the solvency of the unemployment trust fund.

Unemployment
trust fund.

Resolutions.

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

Resolutions (filed by Representatives Cutler of Pembroke and Sullivan of Abington) congratulating Robert W. Hayes on the occasion of his retirement from the town of Hanson;

Robert
Hayes.

Resolutions (filed by Representatives Cutler of Pembroke, LaNatra of Kingston and Sullivan of Abington) congratulating David J. Madigan on the occasion of his retirement from the Board of Selectmen of the town of Duxbury;

David
Madigan.

Resolutions (filed by Mr. Roy of Franklin) congratulating Peter Lawrence Botchis on receiving the Eagle Award of the Boy Scouts of America; and

Peter
Botchis.

Resolutions (filed by Messrs. Roy of Franklin and Murray of Milford) congratulating Aidan Robert Dietrich on receiving the Eagle Award of the Boy Scouts of America;

Aidan
Dietrich.

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

Orders.

The following order (filed by Ms. Domb of Amherst) was adopted:

Ordered, That the House hereby calls for a joint session of the two houses, conformably to the provisions of Article XLVIII (as amended by Article LXXXI) of the Amendments to the Constitution for the purpose of considering a proposal for a legislative amendment to the Constitution relative to select boards (Senate, No. 2440),— with reference to which the committee on Municipalities and Regional Government has reported that the amendment ought to pass.

Constitution,—
select boards.

The following order (filed by Mr. Moran of Boston) was adopted:

Ordered, That the House hereby calls for a joint session of the two houses, conformably to the provisions of Article XLVIII (as amended by Article LXXXI) of the Amendments to the Constitution for the purpose of considering a proposal for a legislative amendment to the Constitution to provide for no excuse absentee voting (House, No. 76),— with reference to which the committee on Election Laws has reported that the amendment ought to pass [Representative Dooley of Norfolk dissenting].

Constitution,—
absentee
voting.

The following order (filed by Ms. Domb of Amherst) was adopted:

Ordered, That the House hereby calls for a joint session of the two houses, conformably to the provisions of Article XLVIII (as amended by Article LXXXI) of the Amendments to the Constitution for the purpose of considering a proposal for a legislative amendment to the Constitution relative to the oaths and affirmations of public office (House, No. 80),— with reference to which the committee on the Judiciary has reported that the amendment ought to pass.

Constitution,—
oaths and
affirmations
of office.

The following order (filed by Mr. Jones of North Reading) was adopted:

Ordered, That the House hereby calls for a joint session of the two houses, conformably to the provisions of Article XLVIII (as amended by Article LXXXI) of the Amendments to the Constitution for the purpose of considering a proposal for a legislative amendment to the Constitution relative to prohibiting eminent domain takings (House, No. 82), — with reference to which the committee on the Judiciary has reported that the amendment ought NOT to pass.

Constitution,—
eminent
domain.

The following order (filed by Mr. O’Day of West Boylston) was adopted:

Ordered, That the House hereby calls for a joint session of the two houses, conformably to the provisions of Article XLVIII (as amended by Article LXXXI) of the Amendments to the Constitution for the purpose of considering a proposal for a legislative amendment to the Constitution to provide resources for education and transportation through an additional tax on incomes in excess of one million dollars tax on incomes in excess of one million dollars (House, No. 86), — with reference to which the committee on Revenue has reported that the amendment ought to pass.

Constitution,—
millionaires
income tax.

The following order (filed by Mr. Schmid of Westport) was adopted:

Ordered, That the House hereby calls for a joint session of the two houses, conformably to the provisions of Article XLVIII (as amended by Article LXXXI) of the Amendments to the Constitution for the purpose of considering a proposal for a legislative amendment to the Constitution relative to agricultural and horticultural lands (House, No. 91),— with reference to which the committee on Revenue has reported that the amendment ought to pass.

Constitution,—
land taxation.

Petitions.

Petitions severally were presented and referred as follows:

By Mr. Gentile of Sudbury, a petition (accompanied by bill, House, No. 3739) of Carmine Lawrence Gentile, James B. Eldridge and Michael J. Barrett (by vote of the town) that the town of Sudbury be authorized to grant an additional license for the sale of alcoholic beverages to be drunk on the premises in said town;

Sudbury,—
liquor
license.

By Ms. Kilcoyne of Northborough, a petition (accompanied by bill, House, No. 3740) of Meghan Kilcoyne and John J. Cronin (by vote of the town) that the town of Clinton be authorized to grant an additional license for the sale of all alcoholic beverages not to be drunk on the premises in said town;

Clinton,—
liquor
license.

By Representative Rogers of Norwood and Senator Rush, a joint petition (accompanied by bill, House, No. 3741) of John H. Rogers and Michael F. Rush (by vote of the town) that the town of Norwood be authorized to grant an additional license for the sale of wines and malt beverages not to be drunk on the premises in said town; and

Norwood,—
liquor
license.

By the same member, a joint petition (accompanied by bill, House, No. 3742) of John H. Rogers and Michael F. Rush (by vote of the town) relative to licenses for the sale of wines and malt beverages to be drunk on the premises in the South Norwood General Business District in the town of Norwood;

Id.

Severally to the committee on Consumer Protection and Professional Licensure.

By Mr. Donato of Medford, a petition (accompanied by bill, House, No. 3743) of Paul J. Donato, Sean Garballey and Patricia D. Jehlen (with the approval of the mayor and city council) relative to authorizing the election of a charter commission in the city of Medford;

Medford,—
charter
commission.

By Ms. Duffy of Holyoke, a petition (accompanied by bill, House, No. 3744) of Patricia A. Duffy (with the approval of the mayor and city council) relative to the office of mayor in the city of Holyoke;	Holyoke,— mayor.
By Representative Garballey of Arlington and Senator Friedman, a joint petition (accompanied by bill, House, No. 3745) of Sean Garballey and Cindy F. Friedman (by vote of the town) relative to the election of town meeting members in the town of Arlington;	Arlington,— election.
By Representative Hill of Ipswich and Senator Tarr, a joint petition (accompanied by bill, House, No. 3746) of Bradford Hill and Bruce E. Tarr (by vote of the town) relative to recall of elected officers in the town of Wenham; and	Wenham,— recall.
By Representatives Minicucci of North Andover and Nguyen of Andover, a petition (accompanied by bill, House, No. 3747) of Christina A. Minicucci and Tram T. Nguyen (by vote of the town) for legislation to amend the charter of the town of North Andover relative to town meeting warrant postings;	North Andover,— town meeting.
Severally to the committee on Election Laws.	
By Representatives Cutler of Pembroke and LaNatra of Kingston, a petition (accompanied by bill, House, No. 3748) of Josh S. Cutler and Kathleen R. LaNatra (by vote of the town) that the town of Duxbury be authorized to establish a Regional Old Colony Communications Center enterprise fund;	Duxbury,— fund.
By Representative Garballey of Arlington and Senator Friedman, a joint petition (accompanied by bill, House, No. 3749) of Sean Garballey, Cindy F. Friedman and David M. Rogers (by vote of the town) that the town of Arlington be authorized to establish senior water and sewer discounts in said town;	Arlington,— seniors.
By the same members, a joint petition (accompanied by bill, House, No. 3750) of Sean Garballey and Cindy F. Friedman (by vote of the town) that the town of Arlington be authorized to regulate new construction or major renovation projects that do not qualify as fossil fuel-free buildings;	Arlington,— buildings.
By Representative Kerans of Danvers and Senator Lovely, a joint petition (accompanied by bill, House, No. 3751) of Sally P. Kerans and Joan B. Lovely (by vote of the town) that the town of Danvers be authorized to convey and acquire certain parcels of land in said town; and	Danvers,— land.
By Mr. Puppolo of Springfield, a petition (accompanied by bill, House, No. 3752) of Angelo J. Puppolo, Jr., (with the approval of the mayor and city council) relative to outstanding fines, fees, penalties, or costs related to the use of fireworks or pyrotechnics in the city of Springfield;	Springfield,— fireworks.
Severally to the committee on Municipalities and Regional Government.	
By Ms. Fluker Oakley of Boston, a petition (accompanied by bill, House, No. 3753) of Brandy Fluker Oakley (with the approval of the mayor and city council) relative to preference for Boston high school graduates for the position of police officer in the city of Boston;	Boston,— hiring preference.
By Representative Garballey of Arlington and Senator Friedman, a joint petition (accompanied by bill, House, No. 3754) of Sean Garballey, Cindy F. Friedman and David M. Rogers (by vote of the town) relative to the appointment of retired police officers as special police officers in the town of Arlington;	Arlington,— police.
By the same members, a joint petition (accompanied by bill, House, No. 3755) of Sean Garballey, Cindy F. Friedman and David M. Rogers (by vote of the town) that Justin Brown be authorized to take the civil service examination for the position of firefighter in the town of Arlington, notwithstanding the maximum age requirement;	Arlington,— Justin Brown.
By Representative Higgins of Leominster and Senator Cronin, a joint petition (accompanied by bill, House, No. 3756) of Natalie M. Higgins and John J. Cronin	Leominster,— civil service.

(with the approval of the mayor and city council) that the city of Leominster be authorized to exempt the positions of police and police captain from the civil service law;

By Mr. Hunt of Boston, a petition (accompanied by bill, House, No. 3757) of Daniel J. Hunt (with the approval of the mayor and city council) that the Boston Retirement Board be authorized to increase the accidental disability retirement allowance payable to Harry Jean, a retired police officer of the city of Boston;

Boston,—
Harry Jean.

By the same member, a petition (accompanied by bill, House, No. 3758) of Daniel J. Hunt (with the approval of the mayor and city council) that the Boston Retirement Board be authorized to increase the accidental disability retirement allowance payable to Ryan Lenane, a retired police officer of the city of Boston;

Boston,—
Ryan
Lenane.

By the same member, a petition (accompanied by bill, House, No. 3759) of Daniel J. Hunt (with the approval of the mayor and city council) that the Boston Retirement Board be authorized to increase the accidental disability retirement allowance payable to Terry Cotton, a retired police officer of the city of Boston;

Boston,—
Terry
Cotton.

By Representative Kilcoyne of Northborough and Senator Cronin, a joint petition (accompanied by bill, House, No. 3760) of Meghan Kilcoyne and John J. Cronin (by vote of the town) that the town of Lancaster be authorized to continue the employment of Maurice Bateman, a firefighter/EMT of the fire department of said town;

Lancaster,—
Maurice
Bateman.

By the same members, a joint petition (accompanied by bill, House, No. 3761) of Meghan Kilcoyne and John J. Cronin (by vote of the town) that the town of Lancaster be authorized to continue the employment of Kevin Lamb as deputy chief of the fire department of said town;

Lancaster,—
Kevin
Lamb.

By Representative Linsky of Natick and Senator Rausch, a joint petition (accompanied by bill, House, No. 3762) of David Paul Linsky and Rebecca L. Rausch (by vote of the town) relative to authorizing special police officers in the town of Natick to serve until the age of 70;

Natick,—
special
police.

By the same members, a joint petition (accompanied by bill, House, No. 3763) of David Paul Linsky and Rebecca L. Rausch (by vote of the town) that the town of Natick be authorized to appoint Rita Silva Martins as a police officer in said town, notwithstanding the maximum age requirement;

Natick,—
Rita Silva
Martins.

By Messrs. Murphy of Weymouth and Mariano of Quincy, a petition (accompanied by bill, House, No. 3764) of James M. Murphy, Ronald Mariano and John E. Nelson (with the approval of the mayor and town council) that the retirement board of the city known as the town of Weymouth be authorized to retire Sean Murphy, a police officer in the Weymouth police department; and

Weymouth,—
Sean Murphy.

By Mr. Vargas of Haverhill, a petition (accompanied by bill, House, No. 3765) of Andres X. Vargas (with the approval of the mayor and city council) that Eric M. Cyr be authorized to take the civil service examination for the position of firefighter in the city of Haverhill;

Haverhill,—
Eric Cyr.

Severally to the committee on Public Service.

By Representative Lipper-Garabedian of Melrose and Senator Lewis, a joint petition (accompanied by bill, House, No. 3766) of Kate Lipper-Garabedian and Jason M. Lewis (with the approval of the mayor and city council) that the city of Melrose be authorized to establish a means tested senior citizen property tax exemption; and

Melrose,—
senior
property tax.

By the same members, a joint petition (accompanied by bill, House, No. 3767) of Kate Lipper-Garabedian and Jason M. Lewis (with the approval of the mayor and city council) that the city of Melrose be authorized to regulate certain property tax exemption eligibility requirements for the elderly in said city;

Id.

Severally to the committee on Revenue.

By Ms. Decker of Cambridge, a petition (accompanied by bill, House, No. 3768) of Marjorie C. Decker and Sal N. DiDomenico (with the approval of the city council) that the city of Cambridge be authorized to utilize certain land for the installation of subsurface geothermal wells. To the committee Telecommunications, Utilities and Energy.

Cambridge,—
geothermal
wells.

Severally sent to the Senate for concurrence.

Papers from the Senate.

An Order relative to the calling of a joint session of the two Houses for the purpose of considering proposals for amendments to the Constitution (Senate, No. 2446), having been adopted by the Senate, was considered forthwith; and it was adopted, in concurrence.

Joint Session
to consider
proposals.

A petition (accompanied by bill, Senate, No. 2443) of Edward J. Kennedy, Thomas A. Golden, Jr., Vanna Howard and Rady Mom (with approval of the mayor and city council) for legislation to amend Section 9 of the 1921 City of Lowell Charter, was referred, in concurrence, to the committee on Municipalities and Regional Government.

Lowell,—
election
petitions.

Order.

On motion of Mr. Mariano of Quincy,—

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

Next
sitting.

At sixteen minutes after eleven o'clock A.M., on motion of Mrs. Gifford of Wareham (Mr. Garballey of Arlington being in the Chair), the House adjourned, to meet the following Thursday at eleven o'clock A.M., in an Informal Session.

The Commonwealth of Massachusetts

**JOURNAL OF THE HOUSE
IN JOINT SESSION.**



WEDNESDAY, MAY 12, 2021.

[42.1]

JOURNAL OF THE HOUSE IN JOINT SESSION.

Wednesday, May 12, 2021.

At four minutes past one o'clock P.M., the two Houses met in

Joint
convention.

JOINT SESSION.

and were called to order by the Honorable William N. Brownsberger.

The Chair (Mr. Brownsberger), members and employees then recited the pledge of allegiance to the flag.

Pledge of
allegiance.

The Chair (Mr. Brownsberger) then made the following observations:

Pursuant to an order previously adopted, the two houses are in joint session for the purpose of considering various proposals for amendment to the Constitution. The matters that have been called for consideration are now seasonably laid before the Joint Session in conformity with the provisions of Articles XLVIII (48) and LXXXI (81) of the Constitution.

The following legislative proposals for amendments to the Constitution were seasonably laid before the joint session for consideration:

Proposal for a legislative amendment to the Constitution to provide resources for education and transportation through an additional tax on incomes in excess of one million dollars (Senate, No. 5), having received, in joint session, the affirmative votes of a majority of all members elected to the preceding General Court [see House, No. 86 of 2019], has been referred, in accordance with Article XLVIII of the Amendments to the Constitution, to the present General Court;

Constitution,—
Millionaire's
tax.

Proposal for a legislative amendment to the Constitution requiring a supermajority vote for the utilization of rainy day funds (Senate, No. 22), with reference to which the committee on Revenue has reported, recommending that the amendment ought NOT to pass;

Constitution,—
rainy day
fund.

Proposal for a legislative amendment to the Constitution to cap the state income tax (Senate, No. 23), with reference to which the committee on Revenue has reported, recommending that the amendment ought NOT to pass;

Constitution,—
income tax.

Proposal for a legislative amendment to the Constitution relative to select boards (Senate, No. 2440), with reference to which the committee on Municipalities and Regional Government has reported, ought to pass;

Constitution,—
select boards.

Proposal for a legislative amendment to the Constitution to provide for no excuse absentee voting (House, No. 76),— with reference to which the committee on Election Laws has reported that the amendment ought to pass [Representative Dooley of Norfolk dissenting];

Constitution,—
absentee
voting.

Proposal for a legislative amendment to the Constitution relative to the oaths and affirmations of public office (House, No. 80), with reference to which the committee on the Judiciary has reported that the amendment ought to pass;

Constitution,—
oaths of office..

Proposal for a legislative amendment to the Constitution prohibiting eminent domain takings (House, No. 82), with reference to which the committee on the Judiciary has reported that the amendment ought NOT to pass;

Constitution,—
eminent
domain.

Proposal for a legislative amendment to the Constitution to provide resources for education and transportation through an additional tax on incomes in excess of one million dollars (House, No. 86), with reference to which the committee on Revenue has reported that the amendment ought to pass; and

Constitution,—
millionaire's
tax.

Proposal for a legislative amendment to the Constitution relative to agricultural and horticultural lands (House, No. 91), with reference to which the committee on Revenue has reported that the amendment ought to pass.

Constitution,—
agricultural and
horticultural lands.

Without further action on the matters duly and constitutionally assigned for consideration, at five minutes past one o'clock P.M., on motion of Mr. Donato of Medford, the Joint Session was recessed until Wednesday, June 9, 2021 at one o'clock P.M.; and the Senate withdrew from the House Chamber under the escort of the Sergeant-at-Arms.

The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



MONDAY, MAY 17, 2021.

[44]

JOURNAL OF THE HOUSE.

Monday, May 17, 2021.

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.

Resolutions.

Resolutions (filed with the Clerk by Mr. Linsky of Natick) congratulating Rebecca Riley on receiving the Gold Award of the Girl Scouts of the United States of America, were referred, under Rule 85, to the committee on Rules.

Rebecca
Riley.

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

Paper from the Senate.

A report of the committee on Revenue, asking to be discharged from further consideration of the petition (accompanied by bill, Senate, No. 1973) of Michael J. Rodrigues, Jason M. Lewis, Joan B. Lovely, Joanne M. Comerford and other members of the General Court for legislation to advance and promote genocide education, and recommending that the same be referred to the committee on Education,— accepted by the Senate, was considered forthwith, under Rule 42; and it was accepted, in concurrence.

Genocide
education.

Reports of Committees.

Mr. Wagner of Chicopee, for the committee of conference on the disagreeing votes of the two branches, with reference to the Senate amendment (striking out all after the enacting clause and inserting in place thereof the text contained in Senate document numbered 2442) of the House Bill financing the reconstruction of the Soldiers' Home in Holyoke (House, No. 3701), reported, a bill with the same title (House, No. 3770) [Bond Issue: \$600,000,000.00]. Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Holyoke
Soldiers'
Home.

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

Under suspension of Rule 7A, on motion of Mr. Wagner of Chicopee, the report was considered forthwith; and it was accepted. Sent to the Senate for concurrence.

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

Establishing a sick leave bank for Autumn Fugere, an employee of the Department of Developmental Services (House, No. 2775);

Autumn
Fugere.

Establishing a sick leave bank for Charles E. McCabe, an employee of the Massachusetts Department of Developmental Services (House, No. 2777); and

Charles
McCabe.

Establishing a sick leave bank for Linda R. Berube, an employee of the Department of Developmental Services (House, No. 3769);

Linda
Berube.

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.

Emergency Measure.

The engrossed Bill financing the reconstruction of the Soldiers' Home in Holyoke (see House, No. 3770), 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.

Holyoke
Soldiers'
Home.

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.

Recess.

At five minutes before twelve o'clock noon, on motion of Mr. Wong of Saugus (Mr. Donato of Medford being in the Chair), the House recessed subject to the call of the Chair; and at one o'clock P.M. the House was called to order with Mr. Donato in the Chair.

Recess.

Orders of the Day.

The House Bill authorizing the town of Berlin to continue the employment of Paul Kenneth Clark (printed in House, No. 92), 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.

Order.

On motion of Mr. Mariano of Quincy,—

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

Next
sitting.

At four minutes after one o'clock P.M., on motion of Mr. Wong of Saugus (Mr. Donato of Medford being in the Chair), the House adjourned, to meet the following day at eleven o'clock A.M.

The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



THURSDAY, MAY 13, 2021.

[43]

JOURNAL OF THE HOUSE.

Thursday, May 13, 2021.

Met according to adjournment at eleven o'clock A.M., in an Informal Session, with Mr. Garballey of Arlington 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. Garballey), the members and employees joined with him 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 Ms. Hogan of Stow) congratulating Thomas E. Ryan III on the occasion of his retirement from the Board of Selectmen of the town of Stow; and

Thomas
Ryan.

Resolutions (filed by Mr. Walsh of Peabody) congratulating Samuel Silvestro on receiving the Eagle Award of the Boy Scouts of America.

Samuel
Silvestro.

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

Petitions.

Petitions severally were presented and referred as follows:

By Ms. Blais of Sunderland, a petition (subject to Joint Rule 12) of Natalie M. Blais and others relative to the inspection of slaughter and meat inspection program.

Meat
inspection.

By Mr. Capano of Lynn, a petition (subject to Joint Rule 12) of Peter Capano and Daniel Cahill relative to insurance coverage for access to healthcare and medically necessary food for children.

Insurance
coverage.

By Mr. Connolly of Cambridge, a petition (subject to Joint Rule 12) of Mike Connolly (with the approval of the city council) that the city of Cambridge be authorized to provide police, fire, emergency and other municipal services to certain properties in the city of Boston and the city of Somerville.

Cambridge,—
police and
fire services.

By Mr. Coppinger of Boston, a petition (subject to Joint Rule 12) of Edward F. Coppinger and others relative to the educational needs of students whose education was negatively impacted by the COVID-19 emergency.

COVID-19,—
educational
needs.

By Mr. Cutler of Pembroke, a petition (subject to Joint Rule 12) of Josh S. Cutler that the Governor issue an annual proclamation setting apart April twenty-fourth as Right Whale day.

Right
Whale
day.

By Mr. Day of Stoneham, a petition (subject to Joint Rule 12) of Michael S. Day relative to income for certain state employees covered by expired collective bargaining agreements.

State
employees,—
income.

By Representatives Decker of Cambridge and Moran of Lawrence, a petition (subject to Joint Rule 12) of Marjorie C. Decker, Frank A. Moran and others for legislation to further regulate the manufacturing of assault weapons and large capacity feeding devices.	Assault weapons,— regulation.
By Representatives Donato of Medford and Ultrino of Malden, a petition (subject to Joint Rule 12) of Paul J. Donato, Steven Ultrino and Kate Lipper-Garabedian that the commissioner of the Division of Capital Asset Management and Maintenance be authorized to convey certain property in the city of Malden to said city.	Malden,— land.
By Mr. Dooley of Norfolk, a petition (subject to Joint Rule 12) of Shawn Dooley relative to pill press machines.	Pill press machines.
By Ms. Dykema of Holliston, a petition (subject to Joint Rule 12) of Carolyn C. Dykema and others relative to the effective date of MassHealth coverage for new applicants.	MassHealth,— coverage.
By Ms. Farley-Bouvier of Pittsfield, a petition (subject to Joint Rule 12) of Tricia Farley-Bouvier, Adam G. Hinds and Smitty Pignatelli for legislation to establish a sick leave bank for Brian Bailey, an employee of the Department of Developmental Services.	Brian Bailey— sick leave.
By Mr. Fernandes of Falmouth (by request), a petition (subject to Joint Rule 12) of Kenneth MacDonald for legislation to require an official declaration of war to call forth the state militia.	State militia.
By Ms. Garlick of Needham, a petition (subject to Joint Rule 12) of Denise C. Garlick relative to establishing an interscholastic athletic competition working group.	Interscholastic athletics.
By Mrs. Gifford of Wareham, a petition (subject to Joint Rule 12) of Susan Williams Gifford for legislation to establish a sick leave bank for Racquel Cardoza, an employee of the Department of Transitional Assistance.	Racquel Cardoza,— sick leave.
By the same member (by request), a petition (subject to Joint Rule 12) of Susan Grebber relative to the transportation of certain animals.	Animals,— transportation.
By Mr. Hendricks of New Bedford, a petition (subject to Joint Rule 12) of Christopher Hendricks relative to civil actions for unfair or deceptive practices.	Deceptive practices.
By Mr. Linsky of Natick, a petition (subject to Joint Rule 12) of David Paul Linsky that the commissioner of the Division of Capital Asset Management and Maintenance be authorized to grant easements to the town of Natick for the reconstruction of North Main Street (Route 27).	Natick,— land.
By Mr. Mark of Peru, a petition (subject to Joint Rule 12) of Paul W. Mark relative to municipal emergency medical services.	Municipal services.
By Mr. Moran of Lawrence, a petition (subject to Joint Rule 12) of Frank A. Moran relative to retiree employment opportunities.	Retirees,— employment.
By Ms. Peake of Provincetown, a petition (subject to Joint Rule 12) of Sarah K. Peake relative to the creation of a shellfish advisory panel (including members of the General Court) within the Division of Marine Fisheries.	Shellfish advisory panel.
By Mr. Pignatelli of Lenox, a petition (subject to Joint Rule 12) of Smitty Pignatelli and others for legislation to establish a cultural diversity curriculum in elementary and secondary schools in the Commonwealth.	Schools,— diversity curriculum.
By Mr. Puppolo of Springfield (by request), a petition (subject to Joint Rule 12) of Jeffrey Henderson relative to rebates for electric and zero emission vehicles.	Vehicles,— rebates.
By Representatives Robinson of Framingham and Lewis of Framingham, a petition (subject to Joint Rule 12) of Maria Duaine Robinson and Jack Patrick Lewis that the commissioner of Capital Asset Management and Maintenance be authorized to convey a certain parcel of land in the city of Framingham to the Claremont Realty Trust.	Framingham,— land.

By Representatives Sabadosa of Northampton and Hawkins of Attleboro, a petition (subject to Joint Rule 12) of Lindsay N. Sabadosa, James K. Hawkins and others relative to schools reopening for full in-person learning.

Schools,—
reopening.

By Mr. Scanlon of North Attleborough, a petition (subject to Joint Rule 12) of Adam J. Scanlon relative to a DNA exception rule for victims of rape.

Rape victims,—
DNA exception.

By Mr. Schmid of Westport, a petition (subject to Joint Rule 12) of Paul A. Schmid, III relative to local and regional cultural council membership.

Cultural
councils.

By Mr. Xiarhos of Barnstable, a petition (subject to Joint Rule 12) of Steven G. Xiarhos and others for legislation to extend paid family and medical leave to members of the armed forces.

Armed forces,—
paid leave.

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

Paper from the Senate.

A Bill amending the charter of the city of Everett (Senate, No. 41, amended in section 1, in lines 2 and 3, by striking out the following: “section 2-1 in its entirety and inserting in place thereof a new section 2-1 through 2-3, as follows” and inserting in place thereof the following: “sections 2-1 to 2-3, inclusive, and inserting in place thereof the following 3 sections”; in section 2, in line 62 and 63, by striking out the following: “eleven (10) members” and inserting in place thereof the following: “10 members, 9 school committee members and the mayor in an ex officio capacity who shall have a voice and a vote”; and in section 5, in line 156, by inserting after the word “and” the words “not less than”) (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.

Everett,—
charter.

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

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

Subsequently 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 be correctly drawn) was read a third time; and it was passed to be engrossed, in concurrence.

Reports of Committees.

By Mr. Ryan of Boston, for the committee on Election Laws, on a petition, a Bill relative to city council vacancy (House, No. 3709) [Local Approval Received]. Read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Brockton,—
city council.

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

Under suspension of the rules, 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 further suspension of the rules, on motion of Ms. Cronin of Easton, the bill (having been reported by the committee on Bills in the Reading to be correctly drawn) was read a third time; and it was passed to be engrossed, its title having been changed by said committee to read: “An Act relative to city council vacancies in the city of Brockton”. The bill (House, No. 3709) then was sent to the Senate for concurrence.

By Mr. Gordon of Bedford, for the committee on Public Service, on a petition, a Bill establishing a sick leave bank for Autumn Fugere, an employee of the Department of Developmental Services (House, No. 2775).

Autumn
Fugere,—
sick leave.

By the same member, for the same committee, on a petition, a Bill establishing a sick leave bank for Charles E. McCabe, an employee of the Massachusetts Department of Developmental Services (House, No. 2777).

Charles
McCabe,—
sick leave.

By the same member, for the same committee, on House, No. 3704, a Bill establishing a sick leave bank for Linda R. Berube, an employee of the Department of Developmental Services (House, No. 3769).

Linda
Berube,—
sick leave.

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

Recess.

At eight minutes after eleven o'clock A.M., on motion of Mr. McGonagle of Everett (Mr. Garballey of Arlington being in the Chair), the House recessed subject to the call of the Chair; and at twenty-seven minutes before two o'clock P.M. the House was called to order with Mr. Garballey in the Chair.

Recess.

Engrossed Bill.

The engrossed Bill amending the charter of the city of Everett (see Senate, No. 41, 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.

Order.

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

Next
sitting.

At twenty-six minutes before two o'clock P.M., on motion of Mr. Wong of Saugus (Mr. Garballey of Arlington being in the Chair), the House adjourned, to meet the following Monday at eleven o'clock A.M., in an Informal Session.

The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



TUESDAY, MAY 18, 2021.

[45]*

JOURNAL OF THE HOUSE.

Tuesday, May 18, 2021.

Met according to adjournment at eleven o'clock A.M., under emergency rules, 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 Prayers.

During the session, the Chair (Ms. Hogan of Stow), declared a brief recess, and at the request of Representatives Balser of Newton and Decker of Cambridge, the members and employees stood in a moment of silent tribute to the memory of Susan Cole.

Susan Cole.

Today we mourn the passing of Susan Cole, one of the state's leading advocates on addressing child trauma. We send our sympathies to her family and colleagues.

Susan was not just an expert in her field, but through her work at Massachusetts Advocates for Children, she was also a friend and trusted partner of the House of Representatives on policies improving the lives of our most vulnerable children. Her leadership and perseverance on behalf of the children of the Commonwealth lasted for almost two decades.

Susan's work advocating for Safe and Supportive Schools has made Massachusetts a leader in these efforts and her input over the years on state budget and policy to address child trauma cannot be understated.

Susan's imprint was felt most when the House's drafted its historic 2014 law An Act to Reduce Gun Violence, which created a permanent commission to ensure schools continue to foster a safe, positive, healthy and inclusive learning environment one that went beyond academics.

As the state recovers from the pandemic and students return to school—students we know who have been impacted by multiple stressors over the past year—Susan's work and influence addressing children's social and emotional needs will no doubt continue.

The state owes Susan Cole a debt of gratitude for her expertise and commitment to this work, which for her, was a labor of love. The members are asked to please stand for a moment of silence for Susan Cole.

During the session, Mr. Cusack of Braintree took the Chair, on behalf of himself and Speaker Mariano of Quincy, the members and employees stood in a moment of silent tribute in respect to the memory of Richard McGaughey a lifelong resident of Holbrook, who passed away surrounded by his family on May 12, 2021.

Richard
McGaughey.

Rick was a graduate of Holbrook High School's Class of 1956, he proudly served the town of Holbrook throughout his years, and if there was a committee to be on, Rick was on it. He was a longstanding member of the Saint Joseph's finance committee, assisting in paying off the mortgage of the Church, the same Church

where you could find him sitting in the back every weekend for Mass. He was elected to six consecutive 3-year terms on Holbrook's Board of Selectmen, the longest tenure in Holbrook's history. While holding this position, he helped the organization of the town's annual Memorial Day Parade, Holbrook's yearly Christmas tree lighting, the creation of the Veteran's Memorial in Mary Wales Park, helped to obtain a donation for the public library, and so much more. He also served on the Housing Authority of Holbrook and the Holbrook Cemetery Committee. For 48 years, Rick was involved with the Stan Mikita American Hearing Impaired Hockey Association, first as a devoted parent, and then as a dedicated supporter. As a proprietor of family run businesses and real estate, in 1968, he became the proud owner of Hennessy News, a small-town, family-run business in Hingham. He eventually opened seventeen stores in several towns. Throughout the years, he was well known on the South Shore as a generous and fair employer to generations of families.

Petitions.

The following additional petition (having been deposited in the office of the Clerk of the House, previously to five o'clock P.M., on Friday, February 19, 2021) was referred, under Rule 24 and Joint Rule 13, as follows:

Mr. D'Emilia of Bridgewater presented a petition (accompanied by bill, House, No. 3772) of Angelo L. D'Emilia (with the approval of the county commissioners) that the Bristol County Retirement Board be authorized to grant creditable service to Frank Cabral Jr. To the committee on Public Service. Sent to the Senate for concurrence.

Frank Cabral,—
creditable
service.

Petitions (deposited with the Clerk previously to five o'clock in the afternoon on Friday, February 19, 2021) were presented and they were severally referred, as follows:

By Mr. D'Emilia of Bridgewater, a petition (subject to Joint Rule 7A) of Angelo L. D'Emilia that the Bristol County Retirement Board be authorized to grant creditable service to Christopher J. Gallagher.

Christopher
Gallagher.

By Ms. Peake of Provincetown, a petition (subject to Joint Rule 7A) of Sarah K. Peake that Holly Thyng be authorized to purchase creditable service from the Barnstable county retirement board.

Holly Thyng,—
creditable
service.

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

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 Carolyn C. Dykema and others relative to the effective date of MassHealth coverage for new applicants. To the committee on Health Care Financing.

MassHealth,—
effective date.

Petition (accompanied by bill) of Maria Duaine Robinson and Jack Patrick Lewis that the commissioner of Capital Asset Management and Maintenance be authorized to convey a certain parcel of land in the city of Framingham to the Claremont Realty Trust. To the committee on State Administration and Regulatory Oversight.

Framingham,—
land.

Under suspension of the rules, on motion of Mr. O'Day of West Boylston, the reports were considered forthwith. Joint Rule 12 then was suspended, in each instance. Severally sent to the Senate for concurrence.

Recess.

At three minutes after eleven o'clock A.M., on motion of Mr. Wong of Saugus (Mr. Donato of Medford being in the Chair), the House recessed until one o'clock P.M.; and at twelve minutes after one o'clock, the House was called to order with Ms. Hogan of Stow in the Chair.

Recess.

Quorum.

As required under the provision of Emergency Rule 2(4), a roll call was taken for the purpose of ascertaining the presence of a quorum; and on the roll call 159 members were recorded as being in attendance.

Quorum,—
yea and nay
No. 33.

[See [Yea and Nay No. 33](#) in Supplement.]

Therefore a quorum was present.

Orders of the Day.

The engrossed Bill providing for Massachusetts COVID-19 emergency paid sick leave (see House, No. 3702), being a printed copy of sections 13 to 17, inclusive, and also sections 22 and 29 contained in the engrossed Bill financing a program for improvements to the Unemployment Insurance Trust Fund and providing relief to employers and workers in the Commonwealth (see House, No. 90, amended), which had been returned by His Excellency the Governor with recommendation of amendments (for message, see House, No. 3703), was considered.

COVID-19,—
paid sick
leave.

The committee on Bills in the Third Reading reported recommending that the amendment recommended by the Governor be considered in the form approved by said committee; and the report was accepted.

After remarks on the question on adoption of the amendment recommended by the Governor (as reported by the committee on Bills in the Third Reading), the sense of the House was taken by yeas and nays, at the request of Mr. Cutler of Pembroke; and on the roll call 0 members voted in the affirmative and 158 in the negative.

Governor's
amendment
rejected,—
yea and nay
No. 34.

[See [Yea and Nay No. 34](#) in Supplement.]

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

Therefore the amendment was rejected.

Representatives Michlewitz of Boston and Cutler of Pembroke then moved to amend the bill by striking out all after the enacting clause and inserting in place thereof the text contained in House document numbered 3771.

After remarks on the question on adoption of the amendment, the sense of the House was taken by yeas and nays, at the request of Mr. Cutler of Pembroke; and on the roll call 157 members voted in the affirmative and 0 in the negative.

Amendment
adopted,—
yea and nay
No. 35.

[See [Yea and Nay No. 35](#) in Supplement.]

[Representatives Ciccolo of Lexington and Whipps of Athol answered "Present" in response to their names.]

Therefore the amendment was adopted. Sent to the Senate for concurrence.

Subsequently a statement of Ms. Uytterhoeven of Somerville was spread upon the records of the House as follows:

MADAM SPEAKER: I would like to call to the attention of the House the fact that on the previous roll call, I had requested that I be recorded in the affirmative. However, I now find that due to an apparent communication problem with the Division Monitor, I was not recorded as having voted. If my vote had been recorded, it would have been in the affirmative.

Statement of
Ms. Uytterhoeven
of Somerville.

Engrossed Bill — State Loan.

The engrossed Bill financing the reconstruction of the Soldiers' Home in Holyoke (see House, No. 3770) (which originated in the House), in respect to which the Senate had concurred in adoption of the emergency preamble, was put upon its final passage.

Holyoke
Soldiers'
Home.

After debate on the question on passing the bill to be enacted, the sense of the House was taken by yeas and nays (this being a "loan" bill as defined by Section 3 of Article LXII of the Amendments to the Constitution); and on the roll call 160 members voted in the affirmative and 0 in the negative.

Bill enacted
(state loan),—
yea and nay
No. 36.

[See [Yea and Nay No. 36](#) in Supplement.]

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

Order.

On motion of Mr. Mariano of Quincy,—

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

Next
sitting.

At half past two o'clock P.M., on motion of Mr. Hill of Ipswich (Ms. Hogan of Stow being in the Chair), the House adjourned, to meet the following Thursday at eleven o'clock A.M., in an Informal Session.

The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



MONDAY, MAY 24, 2021.

[47]

JOURNAL OF THE HOUSE.

Monday, May 24, 2021.

Met according to adjournment at eleven o'clock A.M., in an Informal Session, with Mr. Garballey of Arlington 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. Garballey), the members and employees joined with him in reciting the pledge of allegiance to the flag.

Pledge of allegiance.

Appointments of the Speaker.

The Speaker announced that he had made the following appointments:

That Representative Nguyen of Andover had been appointed as his designee (under Section 1 of Chapter 208 of the Acts of 2018) to the commission on community behavioral health promotion and prevention;

Behavioral health promotion.

That Representative Golden had been appointed as his designee (under Section 105 of Chapter 227 of the Acts of 2020) to chair the special commission to study equity and access to telecommunications services;

Telecommunication services.

That Representatives Moran of Lawrence and Blais of Sunderland had been appointed as his designees (under Section 105 of Chapter 227 of the Acts of 2020) to the special commission to study equity and access to telecommunications services;

Id.

That Dr. James Cobbs, Jr., of Brockton had been appointed as his designee (under Section 79 of Chapter 253 of the Acts of 2020) to the model school resource officer memorandum of understanding review commission;

School resource officer.

That Representative Rogers of Cambridge, Professor John Woodward of Boston University and Professor Woodrow Hartzog of Northeastern University had been appointed as his designees (under Section 105 of Chapter 253 of the Acts of 2020) to the special legislative commission that will conduct a study on government use of facial recognition technology in the Commonwealth;

Facial recognition technology.

That Sergeant William Carpenter, Jr., of Bridgewater and Captain Ricard Rezendes of New Bedford had been appointed as his designees (under Section 106 of Chapter 253 of the Acts of 2020) to the special legislative commission on emergency hospitalizations; and

Emergency hospitalizations.

That Representatives Vargas of Haverhill, Schmid of Westport and Diggs of Barnstable had been appointed as his designees (under Section 111 of Chapter 253 of the Acts of 2020) to the special legislative commission on structural racism in the parole process.

Probation,—racism.

Appointments of the Minority Leader.

The Minority Leader announced that he had made the following appointments:

That Representative Vieira of Falmouth had been appointed as his designee (under Chapter 2 of the Resolves of 2020) to the special commission charged with investigating the features of the official seal and motto of the Commonwealth; and

State seal and motto.

That Jaclyn Corriveau of Peabody had been appointed as his designee (under Section 68 of Chapter 3 of the General Laws, as amended by Section 5 of Chapter 227 of the Acts of 2020) to the permanent commission on the Status of Citizens of Asian Descent.

Asian American
Commission.

Resolutions.

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

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

Christopher
Connolly.

Resolutions (filed by Mr. Honan of Boston) congratulating Scott A. Savage on receiving the Eagle Award of the Boy Scouts of America;

Scott
Savage.

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

Ryan
Sutliff.

Resolutions (filed by Representatives Walsh of Peabody and Kerans of Danvers) commending the Peabody Rotary Club on the occasion of its one-hundredth anniversary;

Peabody
Rotary
Club.

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.

Petitions.

Petitions severally were presented and referred as follows:

By Representative Hill of Ipswich and Senator Tarr, a joint petition (accompanied by bill, House, No. 3809) of Bradford Hill and Bruce E. Tarr (by vote of the town) that the town of Ipswich be authorized to further regulate certain affordable housing in said town. To the committee on Housing.

Ipswich,—
housing.

By Representative Kilcoyne of Northborough and Senator Cronin, a joint petition (accompanied by bill, House, No. 3810) of Meghan Kilcoyne and John J. Cronin (by vote of the town) that the town of Lancaster be authorized to exempt certain positions of the police department in said town from the civil service law. To the committee on Public Service.

Lancaster,—
civil service.

Severally sent to the Senate for concurrence.

Papers from the Senate.

Petition were referred, in concurrence, as follows:

Petition (accompanied by bill, Senate, No. 2448) of Diana DiZoglio (with approval of the mayor and city council) for legislation relative to amend the charter of the city of Amesbury;

Amesbury,—
charter.

Petition (accompanied by bill, Senate, No. 2449) of Diana DiZoglio (with approval of the mayor and city council) for legislation relative to amend the charter of the city of Amesbury to increase the term of the mayor to 4 years; and

Amesbury,—
mayor.

Petition (accompanied by bill, Senate, No. 2450) of Diana DiZoglio (with approval of the mayor and city council) for legislation relative to amend the charter of the city of Amesbury relative to the position of school committee chair;

Amesbury,—
school
committee
chair.

Severally to the committee on Municipalities and Regional Government.

Petition (accompanied by bill, Senate, No. 2447) of Diana DiZoglio (with approval of the mayor and city council) for legislation to authorize Brigette Hamel to take the civil service examination for the position of police officer in the city of Haverhill notwithstanding the maximum age requirement. To the committee on Public Service.

Haverhill,—
Brigette
Hamel.

Reports of Committees.

By Mr. Lawn of Watertown, for the committee on Health Care Financing, asking to be discharged from further consideration:

Of the petition (accompanied by bill, House, No. 1265) of Sean Garballey for an investigation by a special commission relative to the transparency and affordability of the Group Insurance Commission;

GIC,—
investigation.

Of the petition (accompanied by bill, House, No. 1281) of Bradley H. Jones, Jr., and others relative to the Group Insurance Commission and Medicare health benefit supplement plans;

GIC and
Medicare,—
plans.

Of the petition (accompanied by bill, House, No. 1295) of Paul W. Mark relative to the maximum amount of deductibles and copayments for covered services for active and retired employees, their dependents and the survivors of deceased public employees; and

Public
employees,—
deductibles.

Of the petition (accompanied by bill, House, No. 1304) of James J. O'Day and others relative to authorizing the Executive Office of Health and Human Services and the Department of Early Education and Care to establish an individual retirement account program for personal care attendants;

Personal care
attendants,—
retirement.

And recommending that the same severally be referred to the committee on Public Service.

Under Rule 42, the reports severally were considered forthwith; and they were accepted. Severally sent to the Senate for concurrence.

By Ms. Ehrlich of Marblehead, for the committee on Municipalities and Regional Government, on a joint petition, a Bill providing for alternate members of the Conservation Commission of the town of Freetown (House, No. 2156) [Local Approval Received].

Freetown,—
conservation
commission.

By the same member, for the same committee, on a petition, a Bill to change the name of the board of selectmen in the town of Burlington to select board (House, No. 2166) [Local Approval Received].

Burlington,—
select board.

By the same member, for the same committee, on a petition, a Bill to amend the charter of the city of Woburn to change the name of the members of the city council from “alderman” to “city councilor” (House, No. 2168, changed in section 5, in line 16, by striking out the figures: “18” and inserting in place thereof the figures: “181”; and in section 7, in line 21, by inserting before the word “boards” the word “of”) [Local Approval Received].

Woburn,—
city council.

By the same member, for the same committee, on a petition, a Bill to amend the Attleboro city charter by making all gender references therein gender neutral (House, No. 2169) [Local Approval Received].

Attleboro,—
city charter.

By the same member, for the same committee, on a petition, a Bill relative to the select board of the town of Clinton (House, No. 2183) [Local Approval Received].

Clinton,—
select board.

By the same member, for the same committee, on a petition, a Bill relative to the Ware selectboard (House, No. 2205) [Local Approval Received].

Ware,—
select board.

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

Order.

On motion of Mr. Mariano of Quincy,—

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

Next
sitting.

At three minutes after eleven o'clock A.M., on motion of Mr. Wong of Saugus (Mr. Garballey of Arlington being in the Chair), the House adjourned, to meet the following Thursday at eleven o'clock A.M., in an Informal Session.

The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



THURSDAY, MAY 20, 2021.

[46]

JOURNAL OF THE HOUSE.

Thursday, May 20, 2021.

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 Tribute.

During the session, the Chair (Mr. Donato) declared a brief recess, and at the request of Mr. LeBoeuf of Worcester the members and employees stood in a moment of silent tribute in respect to the memory of Leicester public servant and business owner Theodore "Ted" Antanavica who passed away after battling COVID-19.

Theodore "Ted"
Antanavica.

Ted was a leader in his family business, Antanavica Construction Co., since 1978. He balanced this with his deep-seated commitment to the community as a proud member of the Leicester Fire Department, starting in the early 1970's. From 1984 to 1990, Ted served as Deputy Fire Chief and later as Fire Chief in 1990, 1991 and 1992. He also served on the town's high school and police station building committees, as a longtime Trustee of the Pine Grove Cemetery and Rawson Brook Burying Grounds, as well as a member of the Leicester Lions Club. He also served as the town of Leicester's Parking Hearings Clerk from 1994 to 2021.

Ted leaves his wife of 62 years, Judith, their sons Michael, Stephan, and Pete, his brothers Richard, Kenneth, and Brian, grandchildren, great-grandchildren, as well as several nieces and nephews. Ted's family truly meant the world to him. He fell in love with his community, and they fell in love with him. Ted Antanavica will be truly missed by the entire town of Leicester.

Messages from the Governor.

A message from His Excellency the Governor submitting requests for making appropriations for the fiscal year 2021 to provide for supplementing certain existing appropriations and for certain other activities and projects (House, No. 3773), was filed with the Clerk on Tuesday, May 18.

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.

A message from His Excellency the Governor relative to licensing accountability in the Commonwealth (House, No. 3775), was filed with the Clerk on Wednesday, May 19.

Licensing
accountability.

The message was read; and it was referred, under Rule 30, with the accompanying draft of a bill, to the committee on Consumer Protection and Professional Licensure. Sent to the Senate for concurrence.

*Message from the Governor — Reorganization
Plan Number 1 of 2021.*

A message for His Excellency the Governor submitting (under Article LXXXVII of the Amendments to the Constitution) Reorganization Plan Number 1 of 2021, relative to reorganizing certain licensing agencies of the executive department (House, No. 3774), was filed with the Clerk on Wednesday, May 19.

Reorganization
Plan No. 1,—
licensing
agencies.

The message was read; and it was referred, under Article LXXXVII and Joint Rule 23A, with the accompanying draft of a bill, to the committee on Consumer Protection and Professional Licensure. Sent to the Senate for concurrence.

Resolutions.

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

Resolutions (filed by Ms. Hogan of Stow) commending the Children’s Melanoma Prevention Foundation for joining the National Council on Skin Cancer Prevention to recognize the Friday before Memorial Day as “Don’t Fry Day”;

Skin Cancer
Prevention.

Resolutions (filed by Mr. Dooley of Norfolk) honoring Sean Kinahan for his grand achievement in earning Chief Petty Officer status;

Sean
Kinahan.

Resolutions (filed by Ms. Garlick of Needham) congratulating Karen Price on the occasion of completing her tenure as President of the Board of the League of Women Voters-Needham;

Karen
Price.

Resolutions (filed by Mr. Scanlon of North Attleborough) honoring Representative Elizabeth “Betty” Poirier for her 20 years of dedicated service in the General Court of Massachusetts and for being awarded an Honorary Associate’s Degree in Humane Letters from Bristol Community College; and

Elizabeth
“Betty” Poirier.

Resolutions (filed by Mr. Walsh of Peabody) congratulating Michael O’Connor on receiving the Eagle Award of the Boy Scouts of America;

Michael
O’Connor.

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.

Communication.

A communication from the Department of Elementary and Secondary Education (see sections 1B and 1K of Chapter 69 of the General Laws and in accordance with Section 3 of Chapter 30A of the General Laws) soliciting public comment on proposed amendments to 603 CMR 2.00, Accountability and Assistance for School Districts and School Regulations [a copy of the proposed regulations was forwarded to the committee on Education in accordance with a provision of Section 1J(a) of said Chapter 69], was placed on file.

School
accountability
and assistance
regulations.

Additional Petitions.

The following petitions (having been deposited in the office of the Clerk previously to five o'clock in the afternoon on Friday, February 19, 2021) were transmitted to the State Secretary under Chapter 3 of the General Laws:

By Ms. Blais of Sunderland, a petition (subject to Joint Rule 9) of Natalie M. Blais and others relative to creating a municipal and public safety building authority.

Building authority.

By Mr. Cahill of Lynn, a petition (subject to Joint Rule 9) of Daniel Cahill relative to the Massachusetts Credit Union Share Insurance Corporation.

Massachusetts Credit Union.

By Ms. Cronin of Easton, a petition (subject to Joint Rule 9) of Claire D. Cronin and Dylan A. Fernandes relative to children's advocacy centers and the creation of a children's alliance.

Children's advocacy.

By Mr. Haggerty of Woburn, a petition (subject to Joint Rule 9) of Richard M. Haggerty for legislation to modernize Massachusetts Credit Union Share Insurance Corporation (MSIC) investments.

Massachusetts Credit Union.

By Mr. Haggerty of Woburn, a petition (subject to Joint Rule 9) of Richard M. Haggerty, Cindy F. Friedman and Michelle L. Ciccolo (with the approval of the mayor and city council) for legislation to allow the mayor of the city of Woburn to fill vacancies on the Board of Trustees of the Woburn Library Corporation.

Woburn,— library board of trustees.

By Mr. O'Day of West Boylston, a petition (subject to Joint Rule 9) of James J. O'Day relative to the Massachusetts Credit Union Share Insurance Corporation.

Massachusetts Credit Union.

The following additional petitions (having been deposited in the office of the Clerk of the House, previously to five o'clock in the afternoon on Friday, February 19, 2021) were referred, under Rule 24 and Joint Rule 13, as follows:

By Ms. Meschino of Hull, a petition (accompanied by bill, House, No. 3776) of Joan Meschino relative to basing dispositional orders on the best interests of children;

Children,— court orders.

By the same member, a petition (accompanied by bill, House, No. 3777) of Joan Meschino relative to parenting time plans for certain foster children; and

Foster children.

By the same member, a petition (accompanied by bill, House, No. 3778) of Joan Meschino for an investigation by a special commission (including members of the General Court) relative to ending family, child, and individual homelessness;

Homelessness,— study.

Severally to the committee on Children, Families and Persons with Disabilities.

By Miss Gregoire of Marlborough, a petition (accompanied by bill, House, No. 3779) of Danielle W. Gregoire and Susan Williams Gifford relative to credit card processors. To the committee on Consumer Protection and Professional Licensure.

Credit cards,— processors.

By Ms. Gouveia of Acton, a petition (accompanied by bill, House, No. 3780) of Tami L. Gouveia and others for legislation to establish a statewide COVID-19 rapid testing program within the Department of Public Health. To the committee on Covid-19 and Emergency Preparedness and Management.

COVID-19,— rapid testing program.

By Ms. Elugardo of Boston, a petition (accompanied by bill, House, No. 3781) of Nika C. Elugardo and Elizabeth A. Malia for an investigation by a special commission (including members of the General Court) relative to health insurance coverage for medically necessary treatment in public schools; and

Schools,— insurance coverage.

By Ms. Gouveia of Acton (by request), a petition (accompanied by bill, House, No. 3782) of Ethan Kerr relative to mental health sick days for public school students; Severally to the committee on Education.

Students,— mental health.

By Mr. Dooley of Norfolk, a petition (accompanied by bill, House, No. 3783) of Shawn Dooley and others for an investigation by a special commission relative to election integrity. To the committee on Election Laws.

Elections,— integrity.

By Mr. Haggerty of Woburn, a petition (accompanied by bill, House, No. 3784) of Richard M. Haggerty relative to further defining an environmental justice population; and

Environmental justice.

<p>By Mrs. LaNatra of Kingston, a petition (accompanied by bill, House, No. 3785) of Kathleen R. LaNatra and others relative to boater safety;</p>	Boaters,— safety.
<p>Severally to the committee on Environment, Natural Resources and Agriculture.</p>	
<p>By Mr. Vargas of Haverhill, a petition (accompanied by bill, House, No. 3786) of Andres X. Vargas and others relative to insurance coverage for Narcan and certain rehabilitation services. To the committee on Financial Services.</p>	Narcan,— insurance coverage.
<p>By Ms. Sullivan of Abington, a petition (accompanied by bill, House, No. 3787) of Alyson M. Sullivan, Michael J. Soter and David Allen Robertson relative to pharmacy benefit managers reimbursements to pharmacies in the Commonwealth. To the committee on Health Care Financing.</p>	Pharmacy benefit managers.
<p>By Mr. Dooley of Norfolk, a petition (accompanied by bill, House, No. 3788) of Shawn Dooley relative to penalties for aiding, supporting, or enticing children to runaway;</p>	Children,— runaways.
<p>By Ms. Sullivan of Abington, a petition (accompanied by bill, House, No. 3789) of Alyson M. Sullivan and others relative to prohibiting child sex dolls; and</p>	Child sex dolls.
<p>By Mr. Xiarhos of Barnstable, a petition (accompanied by bill, House, No. 3790) of Steven G. Xiarhos relative to diversion program eligibility for first offenses of juveniles;</p>	Offenders,— diversion program.
<p>Severally to the committee on the Judiciary.</p>	
<p>By Ms. Tyler of Boston, a petition (accompanied by bill, House, No. 3791) of Chynah Tyler for an investigation by a special commission (including members of the General Court) relative to the use of roommate houses as sober homes or halfway houses. Severally to the committee on Mental Health, Substance Use and Recovery.</p>	Sober homes.
<p>By Representative Fernandes of Falmouth and Senator Cyr, a joint petition (accompanied by bill, House, No. 3792) of Dylan A. Fernandes and Julian Cyr (by vote of the town) relative to amending the charter of the town of Nantucket;</p>	Nantucket,— charter.
<p>By Representative Frost of Auburn and Senator Moore, a joint petition (accompanied by bill, House, No. 3793) of Paul K. Frost and Michael O. Moore (by vote of the town) relative to authorizing the town of Millbury to enter into certain contracts for events held at the Asa Waters Mansion; and</p>	Millbury,— Asa Water Mansion.
<p>By Representative Peake of Provincetown and Senator Cyr, a joint petition (accompanied by bill, House, No. 3794) of Sarah K. Peake and Julian Cyr (by vote of the town) relative to the charter of the town of Eastham;</p>	Eastham,— charter.
<p>Severally to the committee on Municipalities and Regional Government.</p>	
<p>By Ms. Decker of Cambridge, a petition (accompanied by bill, House, No. 3795) of Marjorie C. Decker for legislation to improve access to breastfeeding care;</p>	Breastfeeding,— access.
<p>By Ms. Fiola of Fall River, a petition (accompanied by bill, House, No. 3796) of Carole A. Fiola and others relative to patient assessment and notification prior to prescribing certain medications; and</p>	Medications,— prescription.
<p>By Mr. Puppolo of Springfield (by request), a petition (accompanied by bill, House, No. 3797) of John Leckey relative to sole emergency medical services providers;</p>	Emergency medical services.
<p>Severally to the committee on Public Health.</p>	
<p>By Ms. Sabadosa of Northampton, a petition (accompanied by bill, House, No. 3798) of Lindsay N. Sabadosa relative to security guard licensing. To the committee on Public Safety and Homeland Security.</p>	Security guards,— licensing.
<p>By Representative Blais of Sunderland and Senator Comerford, a joint petition (accompanied by bill, House, No. 3799) of Natalie M. Blais and Joanne M. Comerford (by vote of the town) relative to authorizing the town of Deerfield to continue the employment of police department members Robert Warger, Joseph</p>	Deerfield,— officers Warger, Mieczkowski and Burniske.

Mieczkowski, and Raymond Burniske, notwithstanding the maximum age requirement; and

By Ms. Sullivan of Abington, a petition (accompanied by bill, House, No. 3800) of Alyson M. Sullivan and others relative to the retirement benefits of certain public safety employees;

Public safety employees,—retirement.

Severally to the committee on Public Service.

By Mr. DeCoste of Norwell, a petition (accompanied by bill, House, No. 3801) of David F. DeCoste relative to the estate tax;

Estate tax.

By Representative Peake of Provincetown and Senator Cyr, a joint petition (accompanied by bill, House, No. 3802) of Sarah K. Peake and Julian Cyr (by vote of the town) that the town of Harwich be authorized to establish a hardship exemption for real property tax obligations for persons under the age of 60 in said town; and

Harwich,—tax exemption.

By Ms. Robinson of Framingham, a petition (accompanied by bill, House, No. 3803) of Maria Duaine Robinson and others that the Department of Revenue study the annual loss of municipal tax revenue resulting from tax exemptions on real property assessed at a value of one million dollars or more;

Municipal taxes,—revenue loss.

Severally to the committee on Revenue.

By Mr. Barrett of North Adams, a petition (accompanied by bill, House, No. 3804) of John Barrett, III and others for an investigation by a special commission relative to the operation and layout of the Executive Office of Health and Human Services. To the committee on State Administration and Regulatory Oversight.

Health and Human Services,—operations.

By the same member, a petition (accompanied by bill, House, No. 3805) of John Barrett, III and David Allen Robertson relative to liens upon real estate for nonpayment by municipal lighting plants. To the committee on Telecommunications, Utilities and Energy.

Municipal light plants,—liens.

By same member, a petition (accompanied by bill, House, No. 3806) of John Barrett, III relative to further regulating out-of-state motor vehicle moving violations;

Moving violations.

By Ms. Fiola of Fall River, a petition (accompanied by bill, House, No. 3807) of Carole A. Fiola and others relative to distinctive registration plates for veterans' spouses; and

Veterans' plates,—spouses.

By Mr. Smola of Warren, a petition (accompanied by bill, House, No. 3808) of Todd M. Smola relative to reinstatement fees for driver's licenses;

Drivers licenses,—fees.

Severally to the committee on Transportation.

Severally sent to the Senate for concurrence.

Recess.

At six minutes after eleven o'clock A.M., on motion of Mr. Wong of Saugus (Mr. Donato of Medford being in the Chair), the House recessed subject to the call of the Chair; and at twenty-seven minutes after three o'clock P.M. the House was called to order with Mr. Donato in the Chair.

Recess.

Emergency Measure.

The engrossed Bill providing for Massachusetts COVID-19 emergency paid sick leave (see House, No. 3702, 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.

Emergency paid 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 2 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) (which had been returned by His Excellency the Governor with recommendation of amendment), having been certified by the Clerk to be rightly and truly prepared 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.

Order.

On motion of Mr. Mariano of Quincy,—

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

Next
sitting.

At twenty-three minutes before four o'clock P.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.

The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



THURSDAY, MAY 27, 2021.

[48]

JOURNAL OF THE HOUSE.

Thursday, May 27, 2021.

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 Santiago of Boston and Giannino of Revere the members and employees stood in a moment of silent tribute to the memory of Edward James Faneuil, born July 2, 1952, loved and cherished by so many family members, friends and colleagues, who passed away suddenly of cardiac arrest on Monday, May 17, 2021. Eddie was 68. He was filled with so much life and love that he gave in abundance to all those that knew him. He truly was a legend in so many ways to so many people from all different walks of life.

Edward
Faneuil.

Eddie was raised in Brookline and attended the Browne and Nichols School as a young boy through high school. He went on to graduate from Trinity College in 1974, and then pursued a passion for law at Suffolk Law School, from which he graduated in 1977. His early career in law began with his great friend and mentor, Richie Egbert. From 1981 to 1991, he was a partner at Samek & Faneuil, a Boston-based general practice law firm with an emphasis on mergers and acquisitions and real estate transactions. In 1991 he joined the Global family of companies where he oversaw the company's legal and regulatory departments. In addition, he managed the legal aspects of Global Partners' successful 2005 initial public offering on the New York Stock Exchange. For thirty years, he gave his all to Global, the hardest working man many have ever known.

Eddie was larger than life, a role model of role models. Though small in stature, his presence was huge. Fiercely loyal, kind and caring, he had a smile and energy that lit up every room he walked into, no matter the time or place. His true passion was people. He loved his family and his friends with such devotion and was filled with unlimited generosity for all. His grandchildren brought him so much joy, and they brought about from him his most tender, child-like side that many never knew. Eddie leaves behind his wife of 45 years, Helene, his sons Ari and Jesse, his daughter-in-law, Andrea, his two cherished grandchildren, Owen and Ella, his brother Robert and sister Nancy, numerous nieces and nephews, and a large group of friends and colleagues that love him and will miss him dearly.

*Message from the Governor — Disapproval in
Bond Authorization Bill.*

A message from His Excellency the Governor returning with his disapproval of section 5 of the engrossed Bill financing the reconstruction of the Soldiers' Home in Holyoke [see House, No. 3770] (for message, see House, No. 3814) was filed in the office of the Clerk on Tuesday, May 25.

Holyoke
Soldiers'
Home—
section 5.

The message was referred, under Rule 30, to the committee on Ways and Means.

Message from the Governor.

A message from His Excellency the Governor (under the provisions of Section 3 of Article LXII of the Amendments to the Constitution) recommending legislation relative to providing for the terms of certain bonds to be issued by the Commonwealth (House, No. 3815), was filed in the office of the Clerk on Tuesday, May 25.

Holyoke
Soldiers'
Home,—
bond terms.

The message was read; and it was referred, under Joint Rule 1F, to the committee on Bonding, Capital Expenditures and State Assets. Sent to the Senate for concurrence.

Resolutions.

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

Resolutions (filed by Ms. Ehrlich of Marblehead and other members of the House) commending the National Brain Tumor Society, Inc. for its recognition of May 2021 as Brain Tumor Awareness Month; and

Brain Tumor
Awareness
Month.

Resolutions (filed by Mr. Lawn of Watertown) recognizing the month of May 2021 as "Cystic Fibrosis Awareness Month";

Cystic Fibrosis
Awareness
Month.

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. McGonagle of Everett, 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 Massachusetts Gaming Commission (see Section 60(b) of Chapter 23K of the General Laws) submitting its recommendations on the distribution of the Race Horse Development Fund between thoroughbred and standardbred racing facilities to support the thoroughbred and standardbred industries;

Race Horse
Development
Fund.

From the Executive Office of Public Safety and Security (see Section 2 of Chapter 170 of the Acts of 2004) submitting its fiscal year 2019 annual report on Electronic Control Weapons in Massachusetts;

Electronic
control
weapons.

From the Rose Fitzgerald Kennedy Greenway Conservancy, Inc. (see Section 7 of Chapter 306 of the Acts of 2008) submitting audited financial statements of said conservancy for December 31, 2019 and December 31, 2020, entitled "The Green Way";

Rose Kennedy
Green Way.

From the Restaurant Promotion Commission (see Chapter 49 of the Acts of 2019) submitting a report relative to the Massachusetts Restaurant Industry;

Restaurant
industries.

From the Restaurant Promotion Commission (see Chapter 49 of the Acts of 2019) submitting a report relative to the Impacts of Covid-19 and Strategies for Recovery;

Restaurants,—
COVID-19
recovery.

From the Massachusetts District Attorneys Association (see item 0340-2100 of Section 2 of Chapter 227 of the Acts of 2020) detailing by district the amount of case referrals by the Disabled Persons Protection Commission for the fiscal year 2020;

Disabled,—
protection
commission.

From the Executive Office of Health and Human Services (see item 4120-0200 of Chapter 227 of the Acts of 2020) submitting the federal fiscal year 2020 Activities Report of Independent Living Centers;

Independent
Living Centers.

From the Department of Elementary and Secondary Education (see item 7061-0027 of Chapter 227 of the Acts of 2020) submitting a preliminary update on the Coronavirus Prevention Fund Program;

Coronavirus
Prevention
Fund Program.

From the Department of Elementary and Secondary Education (see item 7061-9408 of Chapter 227 of the Acts of 2020) submitting a report titled: “Report to the Legislature: Intervention and Targeted Assistance (2019-2020)”;

Education,—
targeted
intervention.

From the Department of Elementary and Secondary Education (see item 7061-9611 of Chapter 227 of the Acts of 2020) submitting a report titled: “Report to the Legislature on After-School and Out-of-School Time Grants: FY 2021”;

After-School
and Out-of-
School Time
Grants.

Severally were placed on file.

Petitions.

Petitions severally were presented and referred as follows:

By Representative McKenna of Webster and Senator Fattman, a joint petition (accompanied by bill, House, No. 3822) of Joseph D. McKenna (by vote of the town) that the town of Webster be authorized to issue two additional licenses for the sale of all alcoholic beverages to be drunk on the premises and two additional licenses for the sale of wine and malt beverages to be drunk on the premises in said town. To the committee on Consumer Protection and Professional Licensure.

Webster,—
liquor
licenses.

By Representative Kelcourse of Amesbury and Senator DiZoglio, a joint petition (accompanied by bill, House, No. 3823) of James M. Kelcourse and Diana DiZoglio (with the approval of the mayor and city council) that the city of Amesbury be authorized to amend the charter of said city;

Amesbury,—
charter.

By the same members, a joint petition (accompanied by bill, House, No. 3824) of James M. Kelcourse and Diana DiZoglio (with the approval of the mayor and city council) that the city of Amesbury be authorized to increase the term of mayor to four years; and

Amesbury,—
mayor.

By the same members, a joint petition (accompanied by bill, House, No. 3825) of James M. Kelcourse and Diana DiZoglio (with the approval of the mayor and city council) relative to the position of school committee chair in the city of Amesbury.

Amesbury,—
school
committee.

Severally to the committee on Municipalities and Regional Government.

Severally sent to the Senate for concurrence.

The following petitions, having been returned by the State Secretary, under the provisions of Chapter 3 of the General Laws with memorandum relative thereto) were referred as follows:

Petition (accompanied by bill, House, No. 3816) of Claire D. Cronin and Dylan A. Fernandes relative to children’s advocacy centers and the creation of a children’s alliance. To the committee on Children, Families and Persons with Disabilities.

Children’s
advocacy
centers.

Petition (accompanied by bill, House, No. 3817) of Daniel Cahill relative to the Massachusetts Credit Union Share Insurance Corporation;	Credit Union Insurance Corp.
Petition (accompanied by bill, House, No. 3818) of Richard M. Haggerty for legislation to modernize Massachusetts Credit Union Share Insurance Corporation (MSIC) investments; and	Id.
Petition (accompanied by bill, House, No. 3819) of James J. O’Day relative to the Massachusetts Credit Union Share Insurance Corporation.	Id.
Severally to the committee on Financial Services.	
Petition (accompanied by bill, House, No. 3820) of Richard M. Haggerty, Cindy F. Friedman and Michelle L. Ciccolo (with the approval of the mayor and city council) for legislation to allow the mayor of the city of Woburn to fill vacancies on the Board of Trustees of the Woburn Library Corporation. To the committee on Municipalities and Regional Government.	Woburn Library Corporation.
Petition (accompanied by bill, House, No. 3821) of Natalie M. Blais and others relative to creating a municipal and public safety building authority. To the committee on Public Safety and Homeland Security.	Public safety building authority.
Severally sent to the Senate for concurrence.	
An additional petition (having been filed in the office of the Clerk previously to five o’clock P.M., on Friday, February 19, 2021) was presented, as follows:	
By Ms. Sabadosa of Northampton, a petition (accompanied by bill, House, No. 3826) of Lindsay N. Sabadosa relative to remote participation in state public meetings; and the same was referred to the committee on State Administration and Regulatory Oversight. Sent to the Senate for concurrence.	Meetings,—remote participation.
Petitions (deposited with the Clerk previously to five o’clock in the afternoon on Friday, February 19, 2021) were presented and they were severally referred, as follows:	
By Mr. Carey of Easthampton, a petition (subject to Joint Rule 7B) of Daniel R. Carey (with the approval of the mayor and city council) for legislation to amend the charter of the city of Easthampton.	Easthampton,—city charter.
By Ms. Ciccolo of Lexington, a petition (subject to Joint Rule 7B) of Michelle L. Ciccolo, Cindy F. Friedman and Michael J. Barrett (by vote of the town) relative to a community housing surcharge in the town of Lexington.	Lexington,—housing surcharge.
By Ms. Dykema of Holliston, a petition (subject to Joint Rule 7B) of Carolyn C. Dykema (by vote of the town) relative to amending the charter of the town of Hopkinton to change the name of the board of selectmen to select board.	Hopkinton,—select board.
By Ms. Elugardo of Boston, a petition (subject to Joint Rule 7B) of Nika C. Elugardo and Liz Miranda (with the approval of the mayor and city council) relative to the redevelopment of the Amory Street public housing project in the Jamaica Plain section of the city of Boston.	Boston,—public housing.
By Representative Fernandes of Falmouth and Senator Cyr, a joint petition (subject to Joint Rule 7B) of Dylan A. Fernandes and Julian Cyr (by vote of the town) relative to authorizing the town of Nantucket to impose a real estate transfer fee for affordable and workforce housing.	Nantucket,—real estate transfer fee.
By the same members, a joint petition (subject to Joint Rule 7B) of Dylan A. Fernandes and Julian Cyr (by vote of the town) that the town of Nantucket be authorized to designate the Nantucket Housing Authority as the agency authorized to create, administer and enforce housing needs covenants in said town.	Nantucket Housing Authority.
By Mr. Gentile of Sudbury, a petition (subject to Joint Rule 7B) of Carmine Lawrence Gentile, James B. Eldridge and Michael J. Barrett (by vote of the town)	Sudbury,—

relative to the membership of the Historic District Commission of the town of Sudbury.	historic commission.
By the same member, a petition (subject to Joint Rule 7B) of Carmine Lawrence Gentile, James B. Eldridge and Michael J. Barrett (by vote of the town) that the town of Sudbury be authorized to transfer a certain parcel of land in said town to Theodore Orenstein and Judith Aronson Webb.	Sudbury,— land.
By Representative Higgins of Leominster and Senator Cronin, a joint petition (subject to Joint Rule 7B) of Natalie M. Higgins and John J. Cronin (with the approval of the mayor and city council) relative to providing for special police officers in the city of Leominster.	Leominster,— special police officers.
By Mr. Jones of North Reading (by request), a petition (subject to Joint Rule 7B) of Michael Walsh relative to providing for a receivership for the city of Newton.	Newton,— receivership.
By Ms. Kerans of Danvers, a petition (subject to Joint Rule 7B) of Sally P. Kerans and Joan B. Lovely (by vote of the town) relative to the town of Danvers Electric Light Division.	Danvers,— electric light division.
By Mr. Markey of Dartmouth, a petition (subject to Joint Rule 7B) of Christopher M. Markey and Antonio F. D. Cabral (with the approval of the mayor and city council) relative to authorizing the city of New Bedford to convey certain land acquired for open space and playground purposes.	New Bedford,— land.
By Representative McKenna of Webster and Senator Fattman, a joint petition (subject to Joint Rule 7B) of Joseph D. McKenna and Ryan C. Fattman (by vote of the town) for legislation to authorize the town of Sutton to grant real property abatements to certain military personnel.	Sutton,— property abatements.
By the same members, a joint petition (subject to Joint Rule 7B) of Joseph D. McKenna and Ryan C. Fattman (by vote of the town) for legislation to authorize the Webster Retirement Board to grant creditable service to Chris W. Jolda and Kevin P. Adams, members of the rescue service of the town of Webster.	Webster,— Chris Jolda and Kevin Adams.
By Representative McMurtry of Dedham and Senator Rush, a joint petition (subject to Joint Rule 7B) of Paul McMurtry and Michael F. Rush (by vote of the town) relative to authorizing the town of Dedham to grant four additional licenses for the sale of all alcoholic beverages, four wine and malt licenses, all to be drunk on the premises, and one wine and malt package store license.	Dedham,— liquor licenses.
By Mr. Murray of Milford, a petition (subject to Joint Rule 7B) of Brian W. Murray (by vote of the town) that the town of Milford be authorized to change the name of the board of selectmen to select board.	Milford,— select board.
By Mr. Philips of Sharon, a petition (subject to Joint Rule 7B) of Edward R. Philips and Paul R. Feeney relative to authorizing the conveyance of a conservation restriction on the land known as Inter Lochen Park in the town of Sharon.	Sharon,— land.
By Representative Vitolo of Brookline and Senator Creem, a joint petition (subject to Joint Rule 7B) of Tommy Vitolo, Cynthia Stone Creem and Nika C. Elugardo (by vote of the town) relative to authorizing the town of Brookline to impose a real estate transfer fee.	Brookline,— real estate transfer fee.
By the same members, a joint petition (subject to Joint Rule 7B) of Tommy Vitolo and Cynthia Stone Creem (by vote of the town) relative to property tax relief for low and moderate income seniors in the town of Brookline.	Brookline,— property tax relief.
By Representative Whipps of Athol and Senator Comerford, a joint petition (subject to Joint Rule 7B) of Susannah M. Whipps and Joanne M. Comerford (by vote of the town) that the town of Warwick be authorized to grant non-citizen permanent residents the right to vote in municipal elections.	Warwick,— voting rights.

By the same members, a joint petition (subject to Joint Rule 7B) of Susannah M. Whipps and Joanne M. Comerford (by vote of the town) for legislation to authorize persons sixteen years of age or older to vote in town elections in the town of Wendell. Severally, under Rule 24, to the committee on Rules.

Wendell,—
voting age.

Papers from the Senate.

Reports

Of the committee on Consumer Protection and Professional Licensure, asking to be discharged from further consideration

Of the petition (accompanied by bill, Senate, No. 220) of Mark C. Montigny and Michael O. Moore for legislation to protect personal biometric data; and

Personal
biometric data.

Of the petition (accompanied by bill, Senate, No. 225) of Michael O. Moore for legislation to protect personal identifying information;

Personal
information.

And recommending the same severally be referred to the committee on Advanced Information Technology, the Internet and Cybersecurity.

Of the petition (accompanied by bill, Senate, No. 230) of Patrick M. O'Connor, James M. Murphy, Steven G. Xiarhos, Adam J. Scanlon and other members of the General Court for legislation to ban the retail sale of cats and dogs in pet shops,— and recommending that the same be referred to the committee on Environment, Natural resources and Agriculture.

Pet shops.

Of the petition (accompanied by bill, Senate, No. 236) of Patrick M. O'Connor, Carmine Lawrence Gentile, Steven S. Howitt, Ryan C. Fattman and other members of the General Court for legislation to establish a dental patient bill of rights,— and recommending that the same be referred to the committee on Financial Services.

Dental patient
bill of rights.

Of the petition (accompanied by bill, Senate, No. 163) of Joseph A. Boncore and Kay Khan for legislation relative to nurse licensure compacts; and

Nursing
licensure.

Of the petition (accompanied by bill, Senate, No. 237) of Patrick M. O'Connor, Carol A. Doherty, Patrick Joseph Kearney, Michael D. Brady and other members of the General Court for legislation relative to maintaining independent authority over nursing licensure in the Commonwealth;

Id.

And recommending the same severally be referred to the committee on Health Care Financing.

Of the petition (accompanied by bill, Senate, No. 210) of Adam G. Hinds for legislation to ensure timely physician licensure,— and recommending that the same be referred to the committee on Public Health.

Physician
licensure.

Of the committee on Health Care Financing, asking to be discharged from further consideration

Of the petition (accompanied by bill, Senate, No. 809) of Susan L. Moran, Michael O. Moore and James B. Eldridge for legislation relative to MassHealth provider reimbursement,— and recommending that the same be referred to the committee on Education.

MassHealth,—
reimbursements.

Of the petition (accompanied by bill, Senate, No. 788) of Jason M. Lewis, Hannah Kane, Eric P. Lesser and James B. Eldridge for legislation to establish the family caregiver tax credit,— and recommending that the same be referred to the committee on Revenue.

Family
caregiver
tax credit.

Severally accepted by the Senate, were considered forthwith, under Rule 42; and they were accepted, in concurrence.

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

Petition (accompanied by bill, Senate, No. 2453) of William N. Brownsberger for legislation relative to the addition of sex as a protected class category for hate crime prosecutions. To the committee on the Judiciary.

Hate crime prosecutions,—sex.

Petition (accompanied by bill, Senate, No. 2454) of Marie Yolette Winfield for legislation to protect public health, promote accountability and prevent the violation of individual rights through the misuse, abuse and the violation of law. To the committee on Mental Health, Substance Use and Recovery.

Public health and individual rights.

Petition (accompanied by bill, Senate, No. 2455) of Ryan C. Fattman for legislation relative to 100% disabled veteran motor vehicle tax exemptions. To the committee on Revenue.

Disabled veterans,—vehicle taxes.

Petition (accompanied by bill, Senate, No. 2456) of Marc R. Pacheco (by vote of the town) for legislation to authorize the release of certain land in the town of Raynham from the operation of an agricultural preservation restriction. To the committee on State Administration and Regulatory Oversight.

Raynham,—land.

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 Adam J. Scanlon relative to a DNA exception rule for victims of rape. To the committee on the Judiciary.

Rape,—DNA exception.

Petition (accompanied by bill) of Marjorie C. Decker, Frank A. Moran and others for legislation to further regulate the manufacturing of assault weapons and large capacity feeding devices. To the committee on Public Safety and Homeland Security.

Assault weapons,—feeding devices.

Petition (accompanied by bill) of Josh S. Cutler that the Governor issue an annual proclamation setting apart April twenty-fourth as Right Whale Day. To the committee on State Administration and Regulatory Oversight.

Right Whale day.

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

By Mr. Chan of Quincy, for the committee on Consumer Protection and Professional Licensure, asking to be discharged from further consideration

Of the petition (accompanied by bill, House, No. 306) of Bruce J. Ayers relative to the sale of dogs, cats and rabbits in pet shops;

Pet shops,—sales.

Of the petition (accompanied by bill, House, No. 384) of Natalie M. Higgins and others for legislation to further regulate to sale of certain domestic animals; and

Domestic animals.

Of the petition (accompanied by bill, House, No. 465) of Erika Uytterhoeven and Lindsay N. Sabadosa for legislation to regulate cottage foods;

Cottage foods.

And recommending that the same severally be referred to the committee on Environment, Natural Resources and Agriculture.

Of the petition (accompanied by bill, House, No. 322) of Daniel R. Carey for legislation to authorize direct dental care agreements,— and recommending that the same be referred to the committee on Financial Services.

Direct dental care agreements.

Of the petition (accompanied by bill, House, No. 370) of Denise C. Garlick and others relative to maintaining independent authority over nursing licensure in the

Nursing licensure.

Commonwealth,— and recommending that the same be referred to the committee on Health Care Financing.

Of the petition (accompanied by bill, House, No. 307) of Bruce J. Ayers relative to the civilian certification of military medical personnel;

Military doctor, etc.

Of the petition (accompanied by bill, House, No. 385) of Bradford Hill for legislation to require physicians and physicians assistants to certify being trained in eating disorders when applying to renew their licenses; and

Eating disorder training.

Of the petition (accompanied by bill, House, No. 437) of Paul McMurtry, Paul R. Feeney and others relative to a specialty pharmacy pilot program for urology;

Urology pilot program.

And recommending that the same severally be referred to the committee on Public Health.

By Mr. Stanley of Waltham, for the committee on Elder Affairs, asking to be discharged from further consideration

Of the petition (accompanied by bill, House, No. 729) of Christine P. Barber, Jon Santiago and others relative to prescription drug cost transparency and affordability;

Prescription drug costs.

Of the petition (accompanied by bill, House, No. 737) of Carmine Lawrence Gentile and others relative to the rate setting processes for home health and home care services; and

Rate setting processes.

Of the petition (accompanied by bill, House, No. 743) of Bradley H. Jones, Jr., and others relative to establishing a special commission (including members of the General Court) to study and provide recommendations on the feasibility of implementing a drug repository program for high cost pharmaceuticals;

Drug repository program.

And recommending that the same severally be referred to the committee on Health Care Financing.

Of the petition (accompanied by bill, House, No. 741) of Richard M. Haggerty and others relative to utilization of the prescription monitoring program,— and recommending that the same be referred to the committee on Public Health.

Prescription monitoring program.

Under Rule 42, the reports severally were considered forthwith; and they were accepted. Severally sent to the Senate for concurrence.

By Mr. Chan of Quincy, for the committee on Consumer Protection and Professional Licensure, on a joint petition, a Bill relative to Chapter 181 of the Acts of 2020 (House, No. 303) [Local Approval Received].

Westford,— liquor license.

By the same member, for the same committee, on a joint petition, a Bill authorizing the town of Maynard to grant one additional license for the sale of all alcoholic beverages to be consumed off the premises (House, No. 387) [Local Approval Received].

Maynard,— liquor license.

By the same member, for the same committee, on a joint petition, a Bill to grant additional liquor licenses for the sale of wines and malt beverages to be drunk on the premises in Concord (House, No. 3712) [Local Approval Received].

Concord,— liquor licenses.

By the same member, for the same committee, on House, No. 380, a Bill authorizing the town of Somerset to grant additional licenses for the sale of alcoholic beverages to be drunk off the premises (House, No. 3811) [Local Approval Received].

Somerset,— liquor licenses.

By the same member, for the same committee, on House, No. 383, a Bill providing for alcoholic beverage licenses in the town of Dunstable (House, No. 3812) [Local Approval Received].

Dunstable,— liquor licenses.

By the same member, for the same committee, on House, No. 3715, a Bill authorizing the town of Lunenburg to grant an additional license for the sale of all

Lunenburg,— liquor license.

alcoholic beverages not to be drunk on the premises to Jaxx Country Variety (House, No. 3813) [Local Approval Received].

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

Order.

On motion of Mr. Mariano of Quincy,—

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

Next
sitting.

Mr. Tucker of Salem moved that when the House adjourns today, it do so in respect to the memory of Thaddeus M. Buczko, a member of the House from Salem from 1959 to 1964, inclusive, and Auditor of the Commonwealth from 1964 to 1981, inclusive, and the motion prevailed.

Accordingly, at eight 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 Tuesday at eleven o'clock A.M., in an Informal Session.

The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



TUESDAY, JUNE 1, 2021.

[49]

JOURNAL OF THE HOUSE.

Tuesday, June 1, 2021.

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.

Resolutions.

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

Resolutions (filed by Representatives Lewis of Framingham, Gentile of Sudbury and Robinson of Framingham) congratulating Alex Ho Jin Genovese on receiving the Eagle Award of the Boy Scouts of America;

Alex
Ho Jin
Genovese.

Resolutions (filed by Representatives Lewis of Framingham, Gentile of Sudbury, Robinson of Framingham and Gregoire of Marlborough) congratulating Liam Neal-Reilly on receiving the Eagle Award of the Boy Scouts of America;

Liam
Neal-Reilly.

Resolutions (filed by Representatives Lewis of Framingham, Gentile of Sudbury and Robinson of Framingham) congratulating Michael Neenan on receiving the Eagle Award of the Boy Scouts of America;

Michael
Neenan.

Resolutions (filed by Representatives Lewis of Framingham) congratulating Justin Sean O'Brien on receiving the Eagle Award of the Boy Scouts of America;

Justin
O'Brien.

Resolutions (filed by Mr. Linsky of Natick) honoring Rabbi Daniel H. Liben for thirty years as the spiritual leader for Temple Israel of Natick; and

Daniel
Liben.

Resolutions (filed by Mr. McMurtry of Dedham) congratulating Hagen Maximillian Lustig on receiving the Eagle Award from the Boy Scouts of America;

Hagan
Lustig.

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.

Order.

The following order (filed this day by Mrs. Campbell of Methuen) was referred, under Joint Rule 29, to the committees on Rules of the two branches, acting concurrently:

Ordered, That, the clerks of the House or Representatives and the Senate be authorized to receive the final report of the joint oversight committee (established under House order No. 4835 of the 191st General Court) to make an investigation and study of the Soldiers' Home in Holyoke COVID-19 outbreak, said report having been due on March 31, 2021.

Holyoke
Soldiers' Home
COVID-19
outbreak,—
final report.

Mr. Galvin of Canton, for the committees on Rules, then reported that the order ought to be adopted. Under suspension of the rules, on motion of Mrs. Campbell of Methuen, the order was considered forthwith; and it was adopted. Sent to the Senate for concurrence.

Petition.

Representatives Ultrino of Malden and Donato of Medford presented a petition (accompanied by bill, House, No. 3828) of Steven Ultrino and Paul J. Donato (with the approval of the mayor and city council) relative to the preparation of certain bilingual ballots in the city of Malden; and the same was referred to the committee on Election Laws. Sent to the Senate for concurrence.

Malden,—
bilingual
ballots.

Additional Petitions.

The following additional petitions (having been deposited in the office of the Clerk of the House, previously to five o'clock in the afternoon on Friday, February 19, 2021) were referred, under Rule 24 and Joint Rule 13, as follows:

By Mr. Barrett of North Adams, a petition (accompanied by bill, House, No. 3829) of John Barrett, III and others relative to the oversight of cable contracts.

Cable
contracts.

By Mr. DeCoste of Norwell, a petition (accompanied by bill, House, No. 3830) of David F. DeCoste, Steven G. Xiarhos and Marcos A. Devers relative to prohibiting social media platforms from removing political candidates for public office in response to political statements made by candidates.

Social media,—
political
candidates.

Severally to the committee on Advanced Information Technology, the Internet and Cybersecurity.

By Representative Fernandes of Falmouth and Senator Cyr, a joint petition (accompanied by bill, House, No. 3831) of Dylan A. Fernandes and Julian Cyr (by vote of the town) that the town of Tisbury be authorized to convert licenses for the sale of alcoholic beverages to be drunk on the premises to licenses for the sale of all alcoholic beverages or wines and malt beverages to be drunk on the premises. To the committee on Consumer Protection and Professional Licensure.

Tisbury,—
liquor
licenses.

By Ms. Sabadosa of Northampton, a petition (accompanied by bill, House, No. 3832) of Lindsay N. Sabadosa relative to sports wagering. To the committee on Economic Development and Emerging Technologies.

Sports
wagering.

By Mr. Dooley of Norfolk, a petition (accompanied by bill, House, No. 3833) of Shawn Dooley and others for legislation to further regulate elections and voting. To the committee on Election Laws.

Elections,—
regulation.

By Mr. DeCoste of Norwell, a petition (accompanied by bill, House, No. 3834) of David F. DeCoste and others relative to scenic rivers.

Scenic
rivers.

By Mr. Fernandes of Falmouth, a petition (accompanied by bill, House, No. 3835) of Dylan A. Fernandes and others relative to coastal and environmental acidification and nutrient pollution.

Acidification.

By Mr. Golden of Lowell, a petition (accompanied by bill, House, No. 3836) of Thomas A. Golden, Jr., relative to prohibiting disposal by incineration of certain aqueous film-forming foam.

Aqueous film-
forming foam.

By Mrs. Harrington of Groton, a petition (accompanied by bill, House, No. 3837) of Sheila C. Harrington relative to liability for release of hazardous materials.

Hazardous
materials.

Severally to the committee on Environment, Natural Resources and Agriculture.

<p>By Ms. Meschino of Hull, a petition (accompanied by bill, House, No. 3838) of Joan Meschino for legislation to create and implement a flexible housing subsidy pool program to address the medically complex needs of disabled men, women and children experiencing homelessness. To the committee on Housing.</p>	Homelessness.
<p>By Mr. Fernandes of Falmouth, a petition (accompanied by bill, House, No. 3839) of Dylan A. Fernandes relative to protecting buyers from unknowingly purchasing property in flood zones.</p>	Flood zones.
<p>By Representatives Ramos of Springfield and González of Springfield, a petition (accompanied by proposal, House, No. 3840) of Orlando Ramos, Carlos González and others for a legislative amendment to the Constitution to require reappointment of judges every five years.</p>	Judges,— reappointment.
<p>By Ms. Sullivan of Abington, a petition (accompanied by bill, House, No. 3841) of Alyson M. Sullivan and others for legislation to establish a permanent commission (including members of the General Court) to study the service standards for sexual assault and domestic violence service providers.</p>	Sexual assault and domestic violence.
<p>By the same member, a petition (accompanied by bill, House, No. 3842) of Alyson M. Sullivan and others for an investigation by a special commission (including members of the General Court) relative to statewide standards for sexual assault and domestic violence service providers.</p>	Sexual assault,— standards.
<p>Severally to the committee on the Judiciary.</p>	
<p>By Mr. Lewis of Framingham, a petition (accompanied by bill, House, No. 3843) of Jack Patrick Lewis and others relative to workplace bullying, mobbing and harassment. To the committee on Labor and Workforce Development.</p>	Workplace bullying.
<p>By Ms. Fiola of Fall River, a petition (accompanied by bill, House, No. 3844) of Carole A. Fiola for legislation to update subdivision laws. To the committee on Municipalities and Regional Government.</p>	Subdivision laws.
<p>By Mrs. LaNatra of Kingston, a petition (accompanied by bill, House, No. 3845) of Kathleen R. LaNatra and others relative to the well-being of law enforcement officers after involvement in critical incidents.</p>	Police, etc.,— critical incidents.
<p>By Ms. Sabadosa of Northampton, a petition (accompanied by bill, House, No. 3846) of Lindsay N. Sabadosa relative to establishing a voluntary do not sell firearms list.</p>	Firearms,— voluntary do not sell.
<p>By Ms. Tyler of Boston, a petition (accompanied by bill, House, No. 3847) of Chynah Tyler relative to prohibiting interstate trafficking of illegal firearms.</p>	Firearms,— trafficking.
<p>Severally to the committee on Public Safety and Homeland Security.</p>	
<p>By Ms. Cronin of Easton, a petition (accompanied by bill, House, No. 3848) of Claire D. Cronin and Mathew J. Muratore for legislation to further regulate the retirement rights of certain employees of Plymouth County. To the committee on Public Service.</p>	Plymouth County,— retirement.
<p>By Mrs. Harrington of Groton, a petition (accompanied by bill, House, No. 3849) of Sheila C. Harrington relative to contractor liability for unpermitted construction. To the committee on State Administration and Regulatory Oversight.</p>	Unpermitted construction.
<p>By Ms. Gouveia of Acton, a petition (accompanied by bill, House, No. 3850) of Tami L. Gouveia, Kate Lipper-Garabedian and Michelle L. Ciccolo relative to providing a net zero pathway for both residential and commercial new construction and major renovations to be designed to ensure that buildings are highly energy efficient. To the committee on Telecommunications, Utilities and Energy.</p>	Energy,— net zero pathway.
<p>By Mr. Cutler of Pembroke, a petition (accompanied by bill, House, No. 3851) of Josh S. Cutler and Kathleen R. LaNatra relative to inspection station licenses. To the committee on Transportation.</p>	Inspection station licenses.
<p>Severally sent to the Senate for concurrence.</p>	

Paper from the Senate.

A message from His Excellency the Governor recommending legislation to establish the Massachusetts medal of fidelity (Senate, No. 2462), was referred, in concurrence, to the committee on Veterans and Federal Affairs.

Medal of fidelity.

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 Sarah K. Peake relative to the creation of a shellfish advisory panel (including members of the General Court) within the Division of Marine Fisheries. 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 Environment, Natural Resources and Agriculture. Sent to the Senate for concurrence.

Shellfish advisory panel.

Mr. Michlewitz of Boston, for the committee on Ways and Means, on House, No. 3773, reported, in part, a Bill relative to transferring federal funds to the federal COVID-19 response fund (House, No. 3827). Read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

COVID-19 response fund.

Mr. Honan of Boston, for said committee, 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 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 be correctly drawn) was read a third time; and it was passed to be engrossed. Sent to the Senate for concurrence.

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

Relative to Chapter 181 of the Acts of 2020 (House, No. 303) [Local Approval Received];

Westford,—
liquor licenses.

Authorizing the town of Maynard to grant one additional license for the sale of all alcoholic beverages to be consumed off the premises (House, No. 387) [Local Approval Received];

Maynard,—
liquor license.

To grant additional liquor licenses for the sale of wines and malt beverages to be drunk on the premises in Concord (House, No. 3712) [Local Approval Received];

Concord,—
liquor licenses.

Authorizing the town of Somerset to grant additional licenses for the sale of alcoholic beverages to be drunk off the premises (House, No. 3811) [Local Approval Received];

Somerset,—
liquor licenses.

Providing for alcoholic beverage licenses in the town of Dunstable (House, No. 3812) [Local Approval Received]; and

Dunstable,—
liquor licenses.

Authorizing the town of Lunenburg to grant an additional license for the sale of all alcoholic beverages not to be drunk on the premises to Jaxx Country Variety (House, No. 3813) [Local Approval Received];

Lunenburg,—
liquor license.

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. Straus of Mattapoisett, for the committee on Transportation, on House, No. 57, a Bill financing improvements to municipal roads and bridges (House, No. 3852). Referred, under Joint Rule 1F, to the committee on Bonding, Capital Expenditures and State Assets.

Municipal roads and bridges.

By Mr. Gordon of Bedford, for the committee on Public Service, on House, No. 2666, a Bill directing the State Retirement Board to grant creditable service to Cheryl A. Bednarik (House, No. 3853). Read; and referred, under Rule 33, to the committee on Ways and Means.

Cheryl Bednarik.

By Mr. Gordon of Bedford, for the committee on Public Service, on a joint petition, a Bill exempting all positions in the police department and fire department of the town of Swampscott from the civil service law (House, No. 93) [Local Approval Received].

Swampscott,—
civil service exemption.

By the same member, for the same committee, on a joint petition, a Bill relative to the abolishment of the board of police in the city of Fall River (House, No. 2645) [Local Approval Received].

Fall River,—
board of police.

By the same member, for the same committee, on a joint petition, a Bill relative to the abolishment of the board of fire commissioners in the city of Fall River (House, No. 2646) [Local Approval Received].

Fall River,—
board of fire commissioners.

By the same member, for the same committee, on a petition, a Bill establishing residency requirements for the offices of mayor, city council, and school committee in the city of Revere (House, No. 2654) [Local Approval Received].

Revere,—
residency requirements.

By the same member, for the same committee, on a petition, a Bill authorizing the town of Clinton to continue the employment of police chief Mark R. Laverdure (House, No. 2704) [Local Approval Received].

Clinton,—
Mark Laverdure.

By the same member, for the same committee, on a petition, a Bill allowing the town of Wakefield to employ retired police officers as special police officers (House, No. 2714) [Local Approval Received].

Wakefield,—
special police.

By the same member, for the same committee, on a joint petition, a Bill to allow elected officers in the town of Lee to serve on the Board of Public Works (House, No. 2757) [Local Approval Received].

Lee,—
public works.

By the same member, for the same committee, on a petition, a Bill relative to the Ware Fire Department (House, No. 2774) [Local Approval Received].

Ware Fire Department.

By the same member, for the same committee, on a petition, a Bill relative to the Fairhaven Fire Department (House, No. 2782) [Local Approval Received].

Fairhaven Fire Department.

By the same member, for the same committee, on House, No. 2563, a Bill authorizing the town of Whately to continue the employment of fire department member Gary Stone (House, No. 3854) [Local Approval Received].

Whately,—
Gary Stone.

By the same member, for the same committee, on House, No. 2564, a Bill authorizing the town of Whately to continue the employment of fire department member William Smith (House, No. 3855) [Local Approval Received].

Whately,—
William Smith.

By the same member, for the same committee, on House, No. 2758, a Bill authorizing the town of Sandisfield to continue the employment of employees subject to mandatory retirement (House, No. 3856) [Local Approval Received].

Sandisfield,—
employment.

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

Orders of the Day.

The House Bill establishing a sick leave bank for Linda R. Berube, an employee of the Department of Developmental Services (House, No. 3769), reported by the committee on Bills in the Third Reading to be correctly drawn, was read a third time.

Linda
Berube,—
sick leave.

Pending the question on passing the bill to be engrossed, Ms. Garlick of Needham moved to amend it by inserting before the enacting clause the following emergency preamble:

“Whereas, The deferred operation of this act would tend to defeat its purpose, which is to establish forthwith a sick leave bank for a certain employee of the department of developmental services, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.”

The amendment was adopted; and the bill (House, No. 3769, amended) was passed to be engrossed. Sent to the Senate for concurrence.

Recess.

At twenty-six minutes after eleven o'clock A.M., on motion of Mr. D'Emilia of Bridgewater (Mr. Donato of Medford being in the Chair), the House recessed until one o'clock P.M.; and at ten minutes after one o'clock, the House was called to order with Mr. Donato in the Chair.

Recess.

Order.

On motion of Mr. Mariano of Quincy,—

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

Next
sitting.

At eleven minutes after one o'clock P.M., on motion of Mr. D'Emilia of Bridgewater (Mr. Donato of Medford being in the Chair), the House adjourned, to meet the following Thursday at eleven o'clock A.M., in an Informal Session.

The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



THURSDAY, JUNE 3, 2021.

[50]

JOURNAL OF THE HOUSE.

Thursday, June 3, 2021.

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.

Resolutions.

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

Resolutions (filed by Representatives Jones of North Reading and Kerans of Danvers) congratulating Nils Kovamees on the occasion of receiving the Eagle Award of the Boy Scouts of America;

Nils
Kovamees.

Resolutions (filed by Representatives Kane of Shrewsbury and Garlick of Needham) honoring the Commonwealth's local public health workforce for its work during the COVID-19 pandemic;

Public health
workforce.

Resolutions (filed by Mr. Linsky of Natick) congratulating Mason E. Bednarz on receiving the Eagle Scout Award of the Boy Scouts of the United States of America;

Mason
Bednarz.

Resolutions (filed by Mr. Linsky of Natick) congratulating Owen Nicholas Goldner on receiving the Eagle Scout Award of the Boy Scouts of the United States of America;

Owen
Goldner.

Resolutions (filed by Mr. Linsky of Natick) congratulating Tyler Joseph Landurand on receiving the Eagle Scout Award of the Boy Scouts of the United States of America;

Tyler
Landurand.

Resolutions (filed by Mr. Linsky of Natick) congratulating Clay Alex Napurano on receiving the Eagle Scout Award of the Boy Scouts of the United States of America;

Clay
Napurano.

Resolutions (filed by Mr. Linsky of Natick) on the occasion of the dedication of the A. Neill Osgood Jr. flag pole in the town of Natick;

A. Neill
Osgood.

Resolutions (filed by Mr. Linsky of Natick) congratulating Nathan Joseph Pravda on receiving the Eagle Scout Award of the Boy Scouts of the United States of America; and

Nathan
Pravda.

Resolutions (filed by Mr. Linsky of Natick) congratulating Jacob Henry Winn on receiving the Eagle Scout Award of the Boy Scouts of the United States of America;

Jacob
Winn.

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

Final Report of the Holyoke Soldiers' Home Oversight Committee.

The final report of the joint oversight committee (established under House Order No. 4835 of the 191st General Court) to make an investigation and study of the Soldiers' Home in Holyoke Covid-19 outbreak (House, No. 3857), was placed on file.

Holyoke
Soldiers'
Home.

Petitions.

Petitions severally were presented and referred as follows:

By Mr. Livingstone of Boston, a petition (subject to Joint Rule 12) of Jay D. Livingstone that a certain playground on the Esplanade in the city of Boston be designated as the Gronk playground.

Boston,—
Gronk
playground.

By Mr. Markey of Dartmouth, a petition (subject to Joint Rule 12) of Christopher M. Markey relative to solicitation of juveniles under sixteen to commit murder.

Juveniles,—
murder.

By Mr. Roy of Franklin, a petition (subject to Joint Rule 12) of Jeffrey N. Roy for legislation to establish a sick leave bank for Bruce Young, an employee of the Worcester County Sheriff's Office.

Bruce
Young,—
sick leave.

By Mr. Vargas of Haverhill, a petition (subject to Joint Rule 12) of Andres X. Vargas that the Massachusetts Department of Transportation conduct a comprehensive noise study along interstate highway Route 495 in the city of Haverhill.

Haverhill,—
noise
pollution.

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

Reports of Committees.

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

Providing for alternate members of the conservation commission of the town of Freetown (House, No. 2156) [Local Approval Received];

Freetown,—
commission.

To change the name of the board of selectmen in the town of Burlington to select board (House, No. 2166) [Local Approval Received];

Burlington,—
charter.

To amend the charter of the city of Woburn to change the name of the members of the city council from "alderman" to "city councilor" (House, No. 2168, changed) [Local Approval Received];

Woburn,—
charter.

To amend the Attleboro city charter by making all gender references therein gender neutral (House, No. 2169) [Local Approval Received];

Attleboro,—
charter.

Relative to the select board of the town of Clinton (House, No. 2183) [Local Approval Received]; and

Clinton,—
charter.

Relative to the Ware selectboard (House, No. 2205) [Local Approval Received];

Ware,—
charter.

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

By Mr. Roy of Franklin, for the committee on Telecommunications, Utilities and Energy, that the communication from the Division of Energy Resources of the Executive Office of Energy and Environmental Affairs (under the provisions of Section 12 of Chapter 25A of the General Laws) submitting amendments to 225 CMR 14.00 and 15.00, Alternative Energy Portfolio Standard (APS) (House, No. 3708), be

Division
of Energy
Resources,—
regulations.

placed on file. Under Rule 42, the report was considered forthwith; and it was accepted. Sent to the Senate for concurrence.

Engrossed Bill.

The engrossed Bill addressing city council vacancies in the city of Brockton (see House, No. 3709) (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.

Order.

On motion of Mr. Mariano of Quincy,—

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.

The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



MONDAY, JUNE 7, 2021.

[51]

JOURNAL OF THE HOUSE.

Monday, June 7, 2021.

Met according to adjournment at eleven o'clock A.M., in an Informal Session, with Mr. Garballey of Arlington 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. Garballey), the members and employees joined with him 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. Owens of Watertown) congratulating Patricio Pino on receiving the Eagle Award of the Boy Scouts of America;

Patricio
Pino.

Resolutions (filed by Mr. Roy of Franklin) congratulating Nicholas Der Garabedian on receiving the Eagle Award of the Boy Scouts of America;

Nicholas Der
Garabedian.

Resolutions (filed by Mr. Roy of Franklin) congratulating Anish Raj Gundimeda on receiving the Eagle Award of the Boy Scouts of America; and

Anish
Gundimeda.

Resolutions (filed by Mr. Walsh of Peabody) honoring Saint John the Baptist Parish on the occasion of its one hundred and fiftieth year anniversary;

Saint John
the Baptist.

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.

Petitions.

Petitions severally were presented and referred as follows:

By Ms. Peisch of Wellesley, a petition (accompanied by bill, House, No. 3861) of Alice Hanlon Peisch and Rebecca L. Rausch (by vote of the town) that the town of Wellesley be authorized to grant certain licenses for the sale of alcoholic beverages and the sale of wines and malt beverages in said town. To the committee on Consumer Protection and Professional Licensure.

Wellesley,—
liquor license.

By Representative Blais of Sunderland and Senator Hinds, a joint petition (accompanied by bill, House, No. 3859) of Natalie M. Blais and Adam G. Hinds (by vote of the town) relative to changing the board of selectmen of the town of Plainfield to a select board.

Plainfield,—
select
board.

By Representative Fernandes of Falmouth and Senator Cyr, a joint petition (accompanied by bill, House, No. 3860) of Dylan A. Fernandes and Julian Cyr (by vote of the town) relative to the select board of the town of West Tisbury.

West Tisbury,—
select board.

Severally to the committee on Municipalities and Regional Government.

By Ms. Decker of Cambridge, a petition (accompanied by bill, House, No. 3858) of Marjorie C. Decker (with the approval of the city council) that the city of Cambridge be authorized to provide for electric vehicle charging stations in said city. To the committee on Transportation.

Cambridge,—
electric
vehicles.

Severally sent to the Senate for concurrence.

Ms. Peake of Provincetown (by request) presented a petition (subject to Joint Rule 12) of Diane Turco relative to aging nuclear power plants and high level nuclear waste dump sites; and the same was referred, under Rule 24, to the committee on Rules.

Nuclear waste
dump sites.

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 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 Safety and Homeland Security. Sent to the Senate for concurrence.

Petitions severally were presented and referred as follows:

By Mr. Hawkins of Attleboro, a petition (subject to Joint Rule 12) of James K. Hawkins and others relative to pesticides.

Pesticides.

By Ms. Peake of Provincetown, a petition (subject to Joint Rule 12) of Sarah K. Peake for legislation to designate a certain bridge in the town of Orleans as the Norman Wood Finch memorial bridge.

Norman Wood
Finch bridge.

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

Papers from the Senate.

The House Bill making appropriations for the fiscal year 2022 for the maintenance of the departments, boards, commissions, institutions and certain activities of the Commonwealth, for interest, sinking fund and serial bond requirements and for certain permanent improvements (House, No. 4001), came from the Senate passed to be engrossed, in concurrence, with an amendment striking out all after the enacting clause and inserting in place thereof the text contained in Senate document numbered 2465.

General
Appropriation
Bill.

Under suspension of Rule 35, on motion of Mr. Michlewitz of Boston, the amendment was considered forthwith. The House then non-concurred with the Senate in its amendment; and, on further motion of the same member, asked for a committee of conference on the disagreeing votes of the two branches. Representatives Michlewitz, Ferrante of Gloucester and Smola of Warren were appointed the committee on the part of the House. Sent to the Senate to be joined.

Committee of
conference.

Subsequently notice was received from the Senate that said branch had insisted on its amendment, concurred with the House in the appointment of a committee of conference; and that Senators Rodrigues, Friedman and O'Connor had been joined as the committee on the part of the Senate.

Id.

The House Bill relative to transferring federal funds to the federal COVID-19 response fund (House, No. 3827), came from the Senate passed to be engrossed, in concurrence, with an amendment striking out all after the enacting clause and inserting in place thereof the text contained in Senate document numbered 2466.

COVID-19
response fund.

The amendment was referred, under Rule 35, to the committee on Bills in the Third Reading. Said committee then reported that the amendment was correctly drawn; and it was adopted, in concurrence.

Reports

Of the committee on Advanced Information Technology, the Internet and Cybersecurity, asking to be discharged from further consideration

Of the petition (accompanied by bill, Senate, No. 47) of Cynthia Stone Creem, Joanne M. Comerford, Jason M. Lewis, Jack Patrick Lewis and other members of the General Court for legislation to regulate face surveillance;

Facial recognition surveillance.

Of the petition (accompanied by bill, House, No. 117) of Dylan A. Fernandes and Lindsay N. Sabadosa for legislation to provide facial recognition accountability and comprehensive enforcement; and

Id.

Of the petition (accompanied by House, No. 135) of David M. Rogers, Orlando Ramos and others for legislation to regulate face surveillance.

Id.

And recommending the same severally be referred to the committee on the Judiciary.

Severally accepted by the Senate, were considered forthwith, under Rule 42; and they were accepted, in concurrence.

A petition (accompanied by bill, Senate, No. 2463) of Brendan P. Crighton and Peter Capano (by vote of the town) for legislation to validate the annual town meeting held in the town of Nahant, was referred, in concurrence, to the committee on Municipalities and Regional Government.

Nahant,—
town meeting validation.

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

Petition (accompanied by bill, Senate, No. 2468) of Ryan C. Fattman for legislation relative to fentanyl arrests. To the committee on the Judiciary.

Fentanyl arrests.

Petition (accompanied by bill, Senate, No. 2469) of Ryan C. Fattman for legislation to establish August 31st as overdose awareness day in the Commonwealth. To the committee on State Administration and Regulatory Oversight.

Overdose awareness day.

Reports of Committees.

By Mr. Galvin of Canton, for the committee on Rules, that Joint Rule 7B be suspended on the petition of Edward R. Philips and Paul R. Feeney relative to authorizing the conveyance of a conservation restriction on the land known as Inter Lochen Park in the town of Sharon. Under suspension of the rules, on motion of Mr. Philips of Sharon, the report was considered forthwith. Joint Rule 7B was suspended; and the petition (accompanied by bill) was referred to the committee on Municipalities and Regional Government. Sent to the Senate for concurrence.

Sharon,—
Inter Lochen Park.

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 Edward F. Coppinger and others relative to the educational needs of students whose education was negatively impacted by the COVID-19 emergency. 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 Education. Sent to the Senate for concurrence.

COVID-19,—
educational needs.

By Ms. Dykema of Holliston, for the committee on Environment, Natural Resources and Agriculture, asking to be discharged from further consideration:

Of the petition (accompanied by bill, House, No. 939) of James K. Hawkins, Tami L. Gouveia and Michelle M. DuBois for legislation to direct the Department of Environmental Protection to publish a toxic chemicals of concern consumer products list; and

Toxic chemicals,— products list.

Of the petition (accompanied by bill, House, No. 941) of Steven S. Howitt and others relative to septic system inspections;

Septic systems inspections.

And recommending that the same severally be referred to the committee on Consumer Protection and Professional Licensure.

Under Rule 42, the reports severally were considered forthwith; and they were accepted. Severally sent to the Senate for concurrence.

By Miss Gregoire of Marlborough, for the committee on Bonding, Capital Expenditures and State Assets, that the Bill financing improvements to municipal roads and bridges (House, No. 3852), ought to pass [Bond Issue: \$200,000,000,000.00]. Read; and referred, under Rule 33, to the committee on Ways and Means.

Municipal roads and bridges.

Recess.

At thirteen minutes after eleven o'clock A.M., on motion of Mr. Wong of Saugus (Mr. Garballey of Arlington being in the Chair), the House recessed subject to the call of the Chair; and at a quarter before one o'clock P.M., the House was called to order with Mr. Garballey in the Chair.

Recess.

Emergency Measures.

The engrossed Bill establishing a sick leave bank for Stephen Melchin, an employee of the Trial Court of the Commonwealth (see House, No. 100), 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.

Stephen Melchin,— 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 2 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.

The engrossed Bill relative to transferring federal funds to the federal COVID-19 response fund (see House, No. 3827, 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.

COVID-19 response fund.

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.

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 Bill.

The engrossed Bill authorizing Trevor J. Seaboyer to take the civil service examination for the position of firefighter in the city of Haverhill notwithstanding the maximum age requirement (see House, No. 98) (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.

Order.

On motion of Mr. Mariano of Quincy,—

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

Next
sitting.

At a quarter after one o'clock P.M., on motion of Mr. Wong of Saugus (Mr. Garballey of Arlington being in the Chair), the House adjourned, to meet the following Wednesday at eleven o'clock A.M., in an Informal Session.

The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



WEDNESDAY, JUNE 9, 2021.

[52]

JOURNAL OF THE HOUSE.

Wednesday, June 9, 2021.

Met according to adjournment at eleven o'clock A.M., in an Informal Session, with Mr. Garballey of Arlington 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. Garballey), the members and employees joined with him in reciting the pledge of allegiance to the flag.

Pledge of
allegiance.

Papers from the Senate.

A petition (accompanied by bill, Senate, No. 2464) of Harriette L. Chandler and Kimberly N. Ferguson (by vote of the town) for legislation relative to the board of selectman of the town of Princeton, was referred, in concurrence, to the committee on Municipalities and Regional Government.

Princeton,—
selectmen.

A petition (accompanied by bill) of Anne M. Gobi for legislation relative to the appointment of guardians ad litem in the housing court, came from the Senate referred, under suspension of Joint Rule 12, to the committee on the Judiciary.

Housing court,—
guardians
ad litem.

The House then concurred with the Senate in the suspension of said rule; and the petition (accompanied by bill, Senate, No. 2471) was referred, in concurrence, to the committee on the Judiciary.

Reports of Committees.

By Mr. Ryan of Boston, for the committee on Election Laws, on a petition, a Bill relative to reprecincting (House, No. 820) [Representative Dooley of Norfolk dissenting]. Read; and referred, under Rule 33, to the committee on Ways and Means.

Reprecincting.

Mr. Michlewitz of Boston, for said committee, reported that the foregoing bill, ought to pass with an amendment by substituting therefor a bill with the same title (House, No. 3863). Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

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

Under suspension of the rules, on motion of Mr. Wong of Saugus, the bill was read a second time forthwith.

The amendment recommended by the committee on Ways and Means then was adopted; and the substituted bill was ordered to a third reading.

Mr. Michlewitz of Boston, for the committee on Ways and Means, on House, No. 3773, reported, in part, a Bill making appropriations for fiscal year 2021 to provide for supplementing certain existing appropriations and for certain other activities and projects (House, No. 3862) [Total Appropriation: \$257,397,073.00].

Supplemental
appropriations.

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

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

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

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

Exempting all positions in the police department and fire department of the town of Swampscott from the civil service law (House, No. 93) [Local Approval Received];

Authorizing the town of Clinton to continue the employment of police chief Mark R. Laverdure (House, No. 2704) [Local Approval Received];

Allowing the town of Wakefield to employ retired police officers as special police officers (House, No. 2714) [Local Approval Received];

To allow elected officers in the town of Lee to serve on the board of public works (House, No. 2757) [Local Approval Received];

Relative to the Ware fire department (House, No. 2774) [Local Approval Received]; and

Relative to the Fairhaven fire department (House, No. 2782) [Local Approval Received];

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 Ms. Dykema of Holliston, for the committee on Environment, Natural Resources and Agriculture, on Senate, No. 524 and House, Nos. 851 and 974, a Bill preserving open space in the Commonwealth (House, No. 851). Read; and referred, under Rule 33, to the committee on Ways and Means.

Recess.

At sixteen minutes before twelve o'clock noon, on motion of Mr. Wong of Saugus (Mr. Garballey of Arlington being in the Chair), the House recessed until five minutes before one o'clock P.M.; and at sixteen minutes after one o'clock, the House was called to order with Ms. Cronin of Easton in the Chair.

At twenty-five minutes past one o'clock P.M., the two Houses met in

JOINT SESSION

and were called to order by the Honorable Karen E. Spilka, President of the Senate.

The President, members, guests and employees then recited the pledge of allegiance to the flag.

Proposal for a legislative amendment to the Constitution to provide resources for education and transportation through an additional tax on incomes in excess of one million dollars (Senate, No. 5), having received, in joint session, the affirmative votes

Swampscott,—
civil service.
Clinton,—
Mark Laverdure.
Wakefield,—
special police.
Lee,—
elected officers.
Ware,—
fire department.
Fairhaven,—
fire department.

Open
space.

Recess.

Joint session of the
two branches.

Pledge of
allegiance.

Constitution,—
millionaire's
tax.

of a majority of all members elected to the preceding General Court [see House, No. 86 of 2019], has been referred, in accordance with Article XLVIII of the Amendments to the Constitution, to the present General Court,— was read, the question being on again agreeing to the amendment.

The Proposal was as follows:—

ARTICLE OF AMENDMENT.

Article 44 of the Massachusetts Constitution is hereby amended by adding the following paragraph at the end thereof:-

To provide the resources for quality public education and affordable public colleges and universities, and for the repair and maintenance of roads, bridges and public transportation, all revenues received in accordance with this paragraph shall be expended, subject to appropriation, only for these purposes. In addition to the taxes on income otherwise authorized under this Article, there shall be an additional tax of 4 percent on that portion of annual taxable income in excess of \$1,000,000 (one million dollars) reported on any return related to those taxes. To ensure that this additional tax continues to apply only to the commonwealth’s highest income taxpayers, this \$1,000,000 (one million dollars) income level shall be adjusted annually to reflect any increases in the cost of living by the same method used for federal income tax brackets. This paragraph shall apply to all tax years beginning on or after January 1, 2023.

At twenty-eight minutes past one o’clock P.M., Mr. Hill of Ipswich doubted the presence of a quorum and asked for a call of the yeas and nays to ascertain if a quorum was present. The President, having determined that a quorum was not in attendance, then directed the Sergeant-at-Arms to secure the presence of a quorum.

Subsequently a roll call was taken for the purpose of ascertaining the presence of a quorum at nineteen minutes before two o’clock P.M., as follows to wit (Answered Present 200) [Senate Yeas and Nays No. 47] [House [Yeas and Nays No. 37](#)]:

ANSWERED “PRESENT” (200).

Quorum.

ANSWERED “PRESENT”.

Senators.

Barrett, Michael J.	Gomez, Adam
Boncore, Joseph A.	Hinds, Adam G.
Brady, Michael D.	Jehlen, Patricia D.
Brownsberger, William N.	Keenan, John F.
Chandler, Harriette L.	Kennedy, Edward J.
Chang-Diaz, Sonia	Lesser, Eric P.
Collins, Nick	Lewis, Jason M.
Comerford, Joanne M.	Lovely, Joan B.
Creem, Cynthia Stone	Montigny, Mark C.
Crichton, Brendan P.	Moore, Michael O.
Cronin, John J.	Moran, Susan L.
Cyr, Julian	O’Connor, Patrick M.
DiDomenico, Sal N.	Pacheco, Marc R.
DiZoglio, Diana	Rausch, Rebecca L.
Eldridge, James B.	Rodrigues, Michael J.
Fattman, Ryan C.	Rush, Michael F.
Feeney, Paul R.	Spilka, Karen E.
Finegold, Barry R.	Tarr, Bruce E.
Friedman, Cindy F.	Timilty, Walter F.
Gobi, Anne M.	Velis, John C. – 40.

ANSWERED “PRESENT”.

Representatives.

Arciero, James	Kelcourse, James M.
Ashe, Brian M.	Kerans, Sally P.
Ayers, Bruce J.	Khan, Kay
Balser, Ruth B.	Kilcoyne, Meghan
Barber, Christine P.	Kushmerek, Michael P.
Barrett, John, III	LaNatra, Kathleen R.
Barrows, F. Jay	Lawn, John J., Jr.
Berthiaume, Donald R., Jr.	LeBoeuf, David Henry Argosky
Biele, David	Lewis, Jack Patrick
Blais, Natalie M.	Linsky, David Paul
Boldyga, Nicholas A.	Lipper-Garabedian, Kate
Cabral, Antonio F. D.	Livingstone, Jay D.
Cahill, Daniel	Lombardo, Marc T.
Capano, Peter	Madaro, Adrian C.
Carey, Daniel R.	Mahoney, John J.
Cassidy, Gerard J.	Malia, Elizabeth A.
Chan, Tackey	Mariano, Ronald
Ciccolo, Michelle L.	Mark, Paul W.
Connolly, Mike	Markey, Christopher M.
Consalvo, Rob	McGonagle, Joseph W., Jr.
Coppinger, Edward F.	McKenna, Joseph D.
Cronin, Claire D.	McMurtry, Paul
Cusack, Mark J.	Meschino, Joan
Cutler, Josh S.	Michlewitz, Aaron
Day, Michael S.	Minicucci, Christina A.

Dean Campbell, Linda
Decker, Marjorie C.
DeCoste, David F.
D'Emilia, Angelo L.
Devers, Marcos A.
Diggs, Kip A.
Doherty, Carol A.
Domb, Mindy
Donahue, Daniel M.
Donato, Paul J.
Dooley, Shawn
Driscoll, William J., Jr.
DuBois, Michelle M.
Duffy, Patricia A.
Durant, Peter J.
Dykema, Carolyn C.
Ehrlich, Lori A.
Elugardo, Nika C.
Farley-Bouvier, Tricia
Ferguson, Kimberly N.
Fernandes, Dylan A.
Ferrante, Ann-Margaret
Finn, Michael J.
Fiola, Carole A.
Fluker Oakley, Brandy
Frost, Paul K.
Galvin, William C.
Garballey, Sean
Garlick, Denise C.
Garry, Colleen M.
Gentile, Carmine Lawrence
Giannino, Jessica Ann
Gifford, Susan Williams
Golden, Thomas A., Jr.
González, Carlos
Gordon, Kenneth I.
Gouveia, Tami L.
Gregoire, Danielle W.
Haddad, Patricia A.
Haggerty, Richard M.
Harrington, Sheila C.
Hawkins, James K.
Hendricks, Christopher
Higgins, Natalie M.
Hill, Bradford
Hogan, Kate
Holmes, Russell E.
Honan, Kevin G.
Howard, Vanna
Howitt, Steven S.
Hunt, Daniel J.

Miranda, Liz
Mirra, Lenny
Mom, Rady
Moran, Frank A.
Moran, Michael J.
Muradian, David K., Jr.
Muratore, Mathew J.
Murphy, James M.
Murray, Brian W.
Nguyen, Tram T.
O'Day, James J.
Oliveira, Jacob R.
Orrall, Norman J.
Owens, Steven C.
Parisella, Jerald A.
Peake, Sarah K.
Pease, Kelly W.
Peisch, Alice Hanlon
Philips, Edward R.
Pignatelli, Smitty
Puppolo, Angelo J., Jr.
Ramos, Orlando
Robertson, David Allen
Robinson, Maria Duaima
Rogers, David M.
Rogers, John H.
Roy, Jeffrey N.
Ryan, Daniel J.
Sabadosa, Lindsay N.
Santiago, Jon
Scanlon, Adam J.
Schmid, Paul A., III
Sena, Danillo
Silvia, Alan
Smola, Todd M.
Soter, Michael J.
Stanley, Thomas M.
Straus, William M.
Sullivan, Alyson M.
Tucker, Paul F.
Turco, Jeffrey Rosario
Tyler, Chynah
Ultrino, Steven
Uyterhoeven, Erika
Vargas, Andres X.
Vieira, David T.
Vitolo, Tommy
Wagner, Joseph F.
Walsh, Thomas P
Whelan, Timothy R.
Whipps, Susannah M.

Jones, Bradley H., Jr.
Kane, Hannah
Kearney, Patrick Joseph
Keefe, Mary S.

Williams, Bud L.
Wong, Donald H.
Xiarhos, Steven G.
Zlotnik, Jonathan D. – 160.

The yeas and nays having been completed at nineteen minutes before two o'clock P.M., a quorum was declared present.

After debate, on the question on again agreeing to the amendment, the sense of the Joint Session was taken by a call of the yeas and nays, as required by the Constitution, at twenty-three minutes past two o'clock P.M., as follows, to wit (yeas 159 — nays 41) [**Senate Yeas and Nays No. 48**] [**House [Yeas and Nays No. 38](#)**]:

YEAS.

Senators.

Barrett, Michael J.
Boncore, Joseph A.
Brady, Michael D.
Brownsberger, William N.
Chandler, Harriette L.
Chang-Diaz, Sonia
Collins, Nick
Comerford, Joanne M.
Creem, Cynthia Stone
Crighton, Brendan P.
Cronin, John J.
Cyr, Julian
DiDomenico, Sal N.
DiZoglio, Diana
Eldridge, James B.
Feeney, Paul R.
Finegold, Barry R.
Friedman, Cindy F.
Gobi, Anne M.

Gomez, Adam
Hinds, Adam G.
Jehlen, Patricia D.
Keenan, John F.
Kennedy, Edward J.
Lesser, Eric P.
Lewis, Jason M.
Lovely, Joan B.
Montigny, Mark C.
Moore, Michael O.
Moran, Susan L.
O'Connor, Patrick M.
Pacheco, Marc R.
Rausch, Rebecca L.
Rodrigues, Michael J.
Rush, Michael F.
Spilka, Karen E.
Timilty, Walter F.
Velis, John C. – 38.

YEAS.

Representatives.

Arciero, James
Ayers, Bruce J.
Balsler, Ruth B.
Barber, Christine P.
Barrett, John, III
Biele, David

Blais, Natalie M.
Cabral, Antonio F. D.
Cahill, Daniel
Capano, Peter
Carey, Daniel R.
Cassidy, Gerard J.
Chan, Tackey
Ciccolo, Michelle L.

Khan, Kay
Kilcoyne, Meghan
Kushmerek, Michael P.
LaNatra, Kathleen R.
Lawn, John J., Jr.
LeBoeuf, David Henry
Argosky
Lewis, Jack Patrick
Linsky, David Paul
Lipper-Garabedian, Kate
Livingstone, Jay D.
Madaro, Adrian C.
Mahoney, John J.
Malia, Elizabeth A.
Mariano, Ronald

Connolly, Mike
Consalvo, Rob
Coppinger, Edward F.
Cronin, Claire D.
Cusack, Mark J.
Cutler, Josh S.
Day, Michael S.
Dean Campbell, Linda
Decker, Marjorie C.
Devers, Marcos A.
Diggs, Kip A.
Doherty, Carol A.
Domb, Mindy
Donahue, Daniel M.
Donato, Paul J.
Driscoll, William J., Jr.
DuBois, Michelle M.
Duffy, Patricia A.
Dykema, Carolyn C.
Ehrlich, Lori A.
Elugardo, Nika C.
Farley-Bouvier, Tricia
Fernandes, Dylan A.
Fiola, Carole A.
Fluker Oakley, Brandy
Garballey, Sean
Garlick, Denise C.
Gentile, Carmine Lawrence
Giannino, Jessica Ann
Golden, Thomas A., Jr.
González, Carlos
Gordon, Kenneth I.
Gouveia, Tami L.
Gregoire, Danielle W.
Haddad, Patricia A.
Haggerty, Richard M.
Hawkins, James K.
Hendricks, Christopher
Higgins, Natalie M.
Hogan, Kate
Holmes, Russell E.
Honan, Kevin G.
Howard, Vanna
Hunt, Daniel J.
Kearney, Patrick Joseph
Keefe, Mary S.
Kerans, Sally P.

Mark, Paul W.
McGonagle, Joseph W., Jr.
McMurtry, Paul
Meschino, Joan
Michlewitz, Aaron
Minicucci, Christina A.
Miranda, Liz
Mom, Rady
Moran, Frank A.
Moran, Michael J.
Murphy, James M.
Murray, Brian W.
Nguyen, Tram T.
O'Day, James J.
Oliveira, Jacob R.
Owens, Steven C.
Parisella, Jerald A.
Peake, Sarah K.
Peisch, Alice Hanlon
Philips, Edward R.
Pignatelli, Smitty
Ramos, Orlando
Robertson, David Allen
Robinson, Maria Duaima
Rogers, David M.
Rogers, John H.
Roy, Jeffrey N.
Ryan, Daniel J.
Sabadosa, Lindsay N.
Santiago, Jon
Scanlon, Adam J.
Sena, Danillo
Silvia, Alan
Stanley, Thomas M.
Straus, William M.
Tucker, Paul F.
Turco, Jeffrey Rosario
Tyler, Chynah
Ultrino, Steven
Uyterhoeven, Erika
Vargas, Andres X.
Vitolo, Tommy
Wagner, Joseph F.
Walsh, Thomas P.
Whipps, Susannah M.
Williams, Bud L. – 121.

NAYS.
Senators.

Fattman, Ryan C.

NAYS.

Tarr, Bruce E. – 2.

Representatives.

Ashe, Brian M.	Kelcourse, James M.
Barrows, F. Jay	Lombardo, Marc T.
Berthiaume, Donald R., Jr.	Markey, Christopher M.
Boldyga, Nicholas A.	McKenna, Joseph D.
DeCoste, David F.	Mirra, Lenny
D’Emilia, Angelo L.	Muradian, David K., Jr.
Dooley, Shawn	Muratore, Mathew J.
Durant, Peter J.	Orrall, Norman J.
Ferguson, Kimberly N.	Pease, Kelly W.
Ferrante, Ann-Margaret	Puppolo, Angelo J., Jr.
Finn, Michael J.	Schmid, Paul A., III
Frost, Paul K.	Smola, Todd M.
Galvin, William C.	Soter, Michael J.
Garry, Colleen M.	Sullivan, Alyson M.
Gifford, Susan Williams	Vieira, David T.
Harrington, Sheila C.	Whelan, Timothy R.
Hill, Bradford	Wong, Donald H.
Howitt, Steven S.	Xiarhos, Steven G.
Jones, Bradley H., Jr.	Zlotnik, Jonathan D. – 39.
Kane, Hannah	

The yeas and nays having been completed at twenty-three minutes before three o’clock P.M., the amendment was “again agreed to in joint session by a majority of all the members elected”.

The vote on the agreement to the amendment was certified by the Clerk of the joint session to the Secretary of the Commonwealth, in accordance with the provisions of Article XLVIII (as amended by Article LXXXI) of the Amendments to the Constitution.

Without further action on the matters duly and constitutionally assigned for consideration, at twenty-three minutes before three o’clock P.M., on motion of Mr. Rodrigues, the Joint Session was recessed until Monday, October 25, 2021 at twelve o’clock noon; and the Senate withdrew from the House Chamber under the escort of the Sergeant-at-Arms.

At twenty-two minutes before three o’clock P.M., the House was called to order with Mr. Garballey of Arlington in the Chair.

Called
to order.

Order.

On motion of Mr. Mariano of Quincy,—
Ordered, That when the House adjourns today, it adjourn to meet tomorrow at eleven o’clock A.M.

Next
sitting.

At nineteen minutes before three o'clock P.M., on motion of Mr. Jones of North Reading (Mr. Garballey of Arlington being in the Chair), the House adjourned, to meet the following day at eleven o'clock A.M.

The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



THURSDAY, JUNE 10, 2021.

[53]*

JOURNAL OF THE HOUSE.

Thursday, June 10, 2021.

Met according to adjournment at eleven o'clock A.M., under emergency rules, with Mr. Garballey of Arlington 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. Garballey), the members and employees joined with him in reciting the pledge of allegiance to the flag.

Pledge of
allegiance.

Silent Prayer.

During the session, Mr. Mahoney of Worcester took the Chair, and at the request of himself, Representatives O'Day of West Boylston, Donohue of Worcester, Keefe of Worcester, LeBeouf of Worcester and Speaker Mariano of Quincy, the members and employees stood in a moment of silent tribute to the memory of Worcester Police Officer Enmanuel "Manny" Familia. Officer Familia died in the line of duty on Friday, June 4th. Worcester Police were called to Green Hill Pond in Worcester, and Officer Familia courageously dove into the waters to save a drowning teen and his two siblings. Officer Familia passed away from injuries he sustained in the rescue effort. He was 38 years old.

Worcester
Police Officer
Enmanuel
"Manny"
Familia.

A five-year veteran of the force, Officer Familia was born in the Dominican Republic and came to Worcester as a young boy. Before he became a Worcester Police officer, Officer Familia worked as an officer for the Oakham Police Department, Qunsigamond Community College Police Department, and the Clark University Police Department. He also had been a Supervising Officer for the Department of Youth Services, Youth Apprehension Division. He was a member of Worcester Police's Patrol Force, the Crisis Intervention Team, a Crisis Negotiator, and a Department Recruitment Officer.

Officer Familia leaves behind his best friend, high school sweetheart, and wife, Jennifer; their two children, son Jovan and daughter Jayla; his parents; his three siblings; and a number of extended family members and friends.

The city of Worcester and the whole Commonwealth will never forget Officer Familia's ultimate sacrifice; he will forever leave a mark on our community.

Resolutions.

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

Resolutions (filed by Ms. Hogan of Stow) congratulating Mary Ciummo for being recognized as a 2021 Commonwealth Heroine by the Massachusetts Commission on the Status of Women;

Mary
Ciummo.

Resolutions (filed by Mr. Hill of Ipswich) congratulating John C. Hodges on receiving the Eagle Award of the Boy Scouts of America;

John
Hodges.

Resolutions (filed by Mr. Hill of Ipswich) congratulating Brandon C. Read on receiving the Eagle Award of the Boy Scouts of America;

Brandon Read.

Resolutions (filed by Mr. Hill of Ipswich) congratulating Caleb J. Spanier on receiving the Eagle Award of the Boy Scouts of America;

Caleb Spanier.

Resolutions (filed by Mr. Cabral of New Bedford) commemorating the one hundredth anniversary of the Martha Briggs Educational Club;

Martha Briggs Club.

Resolutions (filed by Representatives Kerans of Danvers and Jones of North Reading) congratulating Nathan Stankus on receiving the Eagle Award of the Boy Scouts of America; and

Nathan Stankus.

Resolutions (filed by Mr. Lewis of Framingham) congratulating Andrew Joseph Rice on receiving the Eagle Award of the Boy Scouts of America;

Andrew Rice.

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.

Petitions.

Petitions (deposited with the Clerk previously to five o'clock in the afternoon on Friday, February 19, 2021) were presented and they were severally referred, as follows:

By Representative Peake of Provincetown and Senator Cyr, a joint petition (subject to Joint Rule 7B) of Sarah K. Peake and Julian Cyr (by vote of the town) that the town of Chatham be exempt from complying with certain labor law requirements.

Chatham,—
labor law requirements.

By the same members, a joint petition (subject to Joint Rule 7B) of Sarah K. Peake and Julian Cyr (by vote of the town) that the town of Provincetown be authorized to impose a real estate transfer fee.

Provincetown,—
transfer fee.

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

Mr. Vieira of Falmouth presented a petition (accompanied by bill, House, No. 3864) of David T. Vieira, Susan L. Moran and Steven G. Xiarhos (by vote of the town) that the town of Bourne be authorized to exempt the position of chief of police from civil service law; and the same was referred to the committee on Public Service. Sent to the Senate for concurrence.

Bourne,—
police chief.

Papers from the Senate.

A Bill relative to extending certain COVID-19 measures adopted during the state of emergency (Senate, No. 2472) (on Senate bill No. 2467), passed to be engrossed by the Senate, was read; and it was referred, under Rule 33, to the committee on Ways and Means.

COVID-19
emergency
measures.

A Bill validating the actions taken at the 2020 biennial state election held in the city known as the town of Randolph (Senate, No. 493) (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.

Randolph,—
election.

A petition (accompanied by bill, Senate, No. 2457) of Joanne M. Comerford, Michael D. Brady, Lindsay N. Sabadosa, Michael O. Moore and other members of

Municipal and
public safety
building

the General Court for legislation to create a Municipal and Public Safety Building Authority (having been filed in the office of the Clerk of the Senate prior to five o'clock P.M. on Friday, February 19, 2021) (having been transmitted the State Secretary by the Clerk of the Senate, under the provisions of Section 7 of Chapter 3 of the General Laws; and which had been returned by said secretary with memorandum relative thereto), was referred, in concurrence, to the committee on Public Safety and Homeland Security.

authority,—
establish.

Reports of Committees.

By Mr. Galvin of Canton, for the committee on Rules, that Joint Rule 7B be suspended on the petition of Christopher M. Markey and Antonio F. D. Cabral (with the approval of the mayor and city council) relative to authorizing the city of New Bedford to convey certain land acquired for open space and playground purposes. Under suspension of the rules, on motion of Mr. Wong of Saugus, the report was considered forthwith. Joint Rule 7B then was suspended; and the petition (accompanied by bill) was referred to the committee on Municipalities and Regional Government. Sent to the Senate for concurrence.

New Bedford,—
land.

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 Natalie M. Blais and others relative to the inspection of slaughter and meat inspection program. To the committee on Public Health.

Meat
inspection.

Petition (accompanied by bill) of Jeffrey N. Roy for legislation to establish a sick leave bank for Bruce Young, an employee of the Worcester County Sheriff's Office. To the committee on Public Service.

Bruce
Young,—
sick leave.

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

Recess.

At twenty minutes after eleven o'clock A.M., on motion of Mr. Wong of Saugus (Mr. Garballey of Arlington being in the Chair), the House recessed until one o'clock P.M.; and at seventeen minutes after one o'clock, the House was called to order with Ms. Hogan of Stow in the Chair.

Recess.

Quorum.

As required under the provision of Emergency Rule 2(4), a roll call was taken for the purpose of ascertaining the presence of a quorum; and on the roll call 159 members were recorded as being in attendance.

Quorum,—
yea and nay
No. 39.

[See [Yea and Nay No. 39](#) in Supplement.]

Therefore a quorum was present.

Orders of the Day.

Mr. Garballey of Arlington being in the Chair,—

The House Bill further regulating certain alcoholic beverage licenses in the town of Westford (House, No. 303) (its title having been changed by the committee on Bills in the Third Reading), reported by said committee 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.

Ms. Hogan of Stow being in the Chair,—

The House Bill relative to reprecincting (House, No. 3863), having been reported by the committee on Bills in the Third Reading to be correctly drawn, was read a third time.

Reprecincting.

After debate on the question on passing the bill to be engrossed, the sense of the House was taken by yeas and nays at the request of Mr. Ryan of Boston; and on the roll call 131 members voted in the affirmative and 29 in the negative.

Bill passed to be engrossed,—
yea and nay
No. 40.

[See [Yea and Nay No. 40 in Supplement.](#)]

Therefore the bill was passed to be engrossed. Sent to the Senate for concurrence.

The House Bill making appropriations for the fiscal year 2021 to provide for supplementing certain existing appropriations and for certain other activities and projects (House, No. 3862), reported by the committee on Bills in the Third Reading to be correctly drawn, was read a third time.

Supplemental appropriations.

After remarks on the question on passing the bill to engrossed, (Ms. Peake of Provincetown being in the Chair) Ms. Blais of Sunderland moved to amend it by adding the following section:

“SECTION 39. The special commission established pursuant to chapter 3 of the resolves of 2018 is hereby revived and continued to December 31, 2021. The special commission shall file its report with the clerks of the house of representatives and the senate, the joint committee on the environment, natural resources and agriculture and the joint committee on tourism, arts and cultural development not later than December 31, 2021.”

The amendment was adopted.

Mr. Ryan of Boston then moved to amend the bill by adding the following three sections:

“SECTION 40. Chapter 54 of the General Laws is hereby amended by striking out section 25B and inserting in place thereof the following 3 sections:—

Section 25B. (a) As used in sections 25C and 25D, the following words shall, unless the context clearly requires otherwise, have the following meanings:

‘Application’, an application to vote early by mail.

‘Central registry’, the central registry of voters established pursuant to section 47C of chapter 51.

‘Election’, a biennial state election, as defined in section 62, or a state primary, and any city or town election held at the same time.

‘Qualified voter’, a voter qualified pursuant to section 1 of chapter 51.

‘Voter affidavit’, an affidavit to be completed by a voter at the time of early voting in person or by mail, in compliance with regulations promulgated under this chapter, and a notice of penalties under section 26 of chapter 56.

Section 25C. (a) The election officers and registrars of every city or town shall allow any qualified voter to cast a ballot for an election in person as set forth in this section.

(b) No fewer than 21 days prior to each election, the state secretary shall deliver to each city or town, in quantities as the state secretary determines necessary, the following papers: (1) official early voting ballots, similar to the official ballot to be used at the election; and (2) envelopes of sufficient size to contain the ballots specified in clause (1) bearing on their reverse the voter affidavit.

(c)(1) The voting period for in person early voting for the biennial state election shall run from the third Saturday preceding the election through the close of the business on the Friday immediately preceding the election.

(2) The voting period for in person early voting for any state primary election shall run from the second Saturday preceding the election through the close of the business on the Friday immediately preceding the election.

(d)(1) Early voting in person shall be conducted during the usual business hours of each city or town clerk. A city or town may, in its discretion, provide for additional early voting hours beyond the hours required by this subsection.

(2) Early voting in person for an election shall be conducted on all weekend dates during the early voting period as follows: (i) for municipalities with fewer than 5,000 registered voters, for a period of a minimum of 2 hours each day; (ii) for municipalities with 5,000 or more registered voters but fewer than 20,000 registered voters, for a period of a minimum of 4 hours each day; (iii) for municipalities with 20,000 or more registered voters but fewer than 40,000 registered voters, for a period of a minimum of 5 hours each day; (iv) for municipalities with 40,000 or more registered voters but fewer than 75,000 registered voters, for a period of a minimum of 6 hours each day; and (v) for municipalities with 75,000 or more registered voters, for a period of a minimum of 8 hours each day. For each other day during the early voting period, early voting in person shall be conducted during the usual business hours of each city or town clerk. A city or town may, in its discretion, provide for additional early voting hours beyond the hours required by this paragraph.

(e) Each city and town shall establish an early voting site for each election that shall include the election office for the city or town; provided, however, that if the city or town determines that the office is unavailable or unsuitable for early voting, the registrars of each city or town shall identify and provide for an alternative centrally-located, suitable and convenient public building within each city or town as an early voting site. A city or town may also provide for additional early voting sites at the discretion of the registrars for that city or town. Each early voting site shall be accessible to persons with disabilities in accordance with federal law.

(f) The designation of an early voting site shall be made not less than 14 days prior to the beginning of the voting period established in subsection (b). Not less than 7 days prior to the beginning of the early voting period, and at least once during the voting period, the registrars for each city or town shall post the location of the early voting sites as well as the applicable dates and hours. Notice shall be conspicuously posted: (i) in the office of the city or town clerk or on the principal official bulletin board of each city or town; (ii) on any other public building considered necessary; (iii) on the city or town's website, if any; and (iv) on the website of the state secretary.

(g) A qualified voter voting early in person shall be provided with a ballot and an envelope where the ballot is to be placed after voting which shall contain a voter affidavit to be filled out by the voter. A qualified voter voting early in person shall complete the voter affidavit.

(h) Prior to the beginning of early voting, the registrars for each city or town shall prepare a list for the early voting sites, containing the names and residences of all persons qualified to vote at each voting site, as the names and residences appear

upon the annual register, and shall reasonably transmit the applicable list to the election officers at each early voting site designated by the registrars.

(i) The registrar or presiding official at the early voting site shall cause to be placed on the voting lists opposite the name of a qualified voter who participates in early voting the letters 'EV' designating an early voter.

(j) The registrars shall prepare lists of all voters casting ballots during the early voting period pursuant to this section and update the voter list in a manner prescribed by the state secretary.

(k) Section 72 shall not apply to this section; provided, however, that a city or town may opt to detail a sufficient number of police officers or constables for each early voting site for an election at the expense of the city or town to preserve order, protect the election officers and supervisors from any interference with their duties and aid in enforcing the laws relating to elections.

(l) The counting of early voting ballots including, but not limited to, informing election officers and any challengers present under section 85A shall be set by regulations promulgated under this chapter. All envelopes referred to in this section shall be retained with the ballots cast at the election and shall be preserved and destroyed in the manner provided by law for the retention, preservation or destruction of official ballots.

(m)(1) The absent or early ballot of any voter who was eligible to vote at the time the ballot was cast shall not be deemed invalid solely because the voter became ineligible to vote by reason by death after casting the ballot. For the purposes of this subsection, the term 'cast' shall mean that the voter has: (i) deposited the absentee or early ballot in the mail for ballots mailed; (ii) returned the absentee or early ballot to the appropriate election official either by hand or by depositing in the municipal drop box, where available; or (iii) completed voting in person at the clerk's office or an early voting location.

(2) Section 100 shall not apply to any election held at the same time.

(n) Any early voting ballot cast pursuant to this section may be deposited into a tabulator or a ballot box in a municipality or precinct that uses paper ballots, in advance of the date of the election. All ballots received pursuant to this section may be opened in advance of the date of the election, in accordance with regulations promulgated by the state secretary; provided, however, that such ballots shall be kept secured, locked and unexamined, and that no results shall be determined or announced until after the time polls close on the date of the election. Disclosing any such result before such time shall be punished as a violation of section 14 of chapter 56.

(o) Sections 37 and 38 of chapter 53 shall apply to unenrolled voters and voters enrolled in political designations voting early in person. The registrar or the presiding official at an early voting site shall cause the name of the party of the ballot being voted to be recorded on the voting list. Once the party selection has been recorded on the voting list, a voter cannot request or vote on the ballot of another party.

(p) The counting of early voting ballots including, but not limited to, informing election officers and any challengers present under section 85A shall be set by 950 C.M.R. § 47.00, so far as applicable. All envelopes referred to in this section shall be retained with the ballots cast at the election and shall be preserved and destroyed in the manner provided by law for the retention, preservation or destruction of official ballots.

(q) The provisions of 950 C.M.R. § 47.00 shall apply to early voting to the extent feasible; provided, however, that the state secretary shall promulgate regulations to implement this section, as necessary, including, but not limited to, a process for establishing additional early voting locations and a process for applying for,

receiving, separating, compiling, recording and securing early voter ballots, and the advance depositing of ballots.

Section 25D. (a) The election officers and registrars of every city or town shall allow any qualified voter to cast an early ballot by mail for any election, as set forth in this section.

(b) Not later than 30 days prior to an election, the state secretary shall deliver to each city or town, in quantities as the state secretary determines necessary, the following papers: (i) official early ballots for voting early by mail for the election, similar to the official ballot to be used at said election; provided, however, that a sufficient quantity of such ballots are printed in the languages necessary to accommodate the selection of a bilingual ballot by voters pursuant to paragraph (4) of subsection (d); (ii) envelopes of sufficient size to contain the ballots specified in clause (i) bearing on their reverse the voter affidavit; (iii) return envelopes for any ballot requested for voting by mail pre-addressed to the local election official with postage guaranteed; and (iv) instructions for voting by mail to be sent to each voter who requests to cast a ballot by mail.

(c) The voting period for early voting by mail for an election shall begin as soon as all necessary early voting materials have been received by the local election official pursuant to subsection (b).

(d)(1) The state secretary shall, not later than 45 days before an election, mail to all registered voters at their residential addresses or mailing addresses if different from their residential addresses listed in the central registry an application for said voter to be permitted to vote early by mail for the election; provided, however, that the state secretary shall not send an application to any voter whose previous application for an absent or early ballot has been accepted.

(2) The election officers and registrars of every city or town shall include an application for a voter to be permitted to vote early by mail with the acknowledgement notice sent to any person registering to vote or changing their voter registration address.

(3) The applications required pursuant to this subsection shall be in a form prescribed by the state secretary in accordance with state and federal law; provided, however, that said applications shall: (i) include clear instructions for completing and returning the application; (ii) allow a voter to designate the mailing address to which the ballot shall be sent; and (iii) be pre-addressed to the local election official with postage guaranteed.

(4)(i) Each application mailed pursuant to this subsection shall be provided in any language required by the bilingual election requirements of the federal Voting Rights Act, 52 U.S.C. section 10503.

(ii) Each application mailed to a voter in the city of Boston pursuant to this subsection shall include an option, which shall appear prominently on the application, to request a ballot printed in any language available at the voter's polling location pursuant to chapter 166 of the acts of 2014.

(5) The applications required pursuant to this subsection shall be made available on the websites of the state secretary and the elections officers and registrars of every city or town.

(e)(1) A voter wishing to vote early by mail in an election shall complete the application to vote early by mail and shall return said application to the appropriate city or town clerk. Any form of written communication evidencing a desire to have an early voting ballot be sent for use for voting for an election shall be given the same effect as an application made in the form prescribed by the state secretary. Applications to vote early by mail for an election shall be acceptable if they are signed

or submitted electronically; provided, however, that any electronic signature shall be written in substantially the same manner as a handwritten signature.

(2) No application to vote early by mail in an election shall be deemed to be seasonably filed unless it is received in the office of the local election official before 5 P.M. on the 4th business day prior to the election.

(f)(1) Early voting ballots authorized pursuant to this section shall be mailed by the city or town clerks to voters as soon as such materials are available; provided, however, that said mailing shall include: (i) instructions for early voting; (ii) instructions for completing the ballot; (iii) an inner envelope where the ballot is placed after voting which contains a voter affidavit to be filled out by the voter; and (iv) an outer envelope that is pre-addressed to the local official with postage guaranteed; provided, however, that a voter who has seasonably filed an application may receive an early voting ballot in person at the office of the city or town clerk. The state secretary shall include on the outer envelope with postage guaranteed required by this section a system which generates a postmark for determining the date upon which the envelope was mailed.

(2) Each early voting ballot authorized pursuant to this section shall be provided to the voter in the language required pursuant to paragraph (4) of subsection (d).

(g)(1) A voter in receipt of an early voting ballot pursuant to this section may complete and return the ballot by: (i) delivering it in person to the office of the appropriate city or town clerk; (ii) dropping it in a secured municipal drop box; or (iii) mailing it to the appropriate city or town clerk.

(2) All early voting ballots submitted by mail, delivered in person to the office of the city or town clerk or returned to a secured municipal drop box as provided by this section shall be received by the city or town clerk before the hour fixed for closing the polls on the day of the election; provided, however, that an early voting ballot cast for a presidential election that is received not later than 5 P.M. on the third day following said election and mailed on or before the day of said election shall be processed in accordance with the second paragraph of section 95. A postmark, if legible, shall be evidence of the time of mailing.

(h) A voter wishing to apply to vote early by mail in an election and who needs accommodation by reason of disability may request such accommodation from the state secretary. Upon receiving information from the voter pursuant to the application in this section either by phone or electronically, the state secretary shall grant accommodations to the voter. Accommodations shall include, but not be limited to: (i) clear and electronic accessible instructions for completion, printing and returning of the ballot; (ii) an authorized accessible blank electronic ballot that can be filled out electronically, printed and signed; provided, however, that the accessible electronic ballot marking system the voter utilizes to access their blank electronic ballot shall not collect or store any personally identifying information obtained in the process of filling out the ballot; (iii) an envelope to return the ballot to the voter's town or city clerk; and (iv) hole punched markers in place of a wet signature required for certification. The electronic instructions and accommodations in this section shall comply with requirements contained in Title II of the federal Americans with Disabilities Act and shall conform to the Web Content Accessibility Guidelines (WCAG) 2.1 AA and the National Institute of Standards and Technology report titled 'Principles and guidelines for remote ballot marking systems.' Upon printing the ballot, the voter shall place the ballot in the envelope provided by the state secretary. A voter with accommodations in receipt of an early voting ballot for an election pursuant to this section may complete and return the ballot by: (i) delivering it in

person to the office of the appropriate city or town clerk; (ii) dropping it in a secured municipal drop box; or (iii) mailing it to the appropriate city or town clerk.

(i) Any early voting ballot cast pursuant to this section may be deposited into a tabulator or a ballot box in a municipality or precinct that uses paper ballots, in advance of the date of the election. All ballots received pursuant to this section may be opened in advance of the date of the election, in accordance with regulations promulgated by the state secretary; provided, however, that such ballots shall be kept secured, locked and unexamined, and that no results shall be determined or announced until after the time polls close on the date of the election. Disclosing any such result before such time shall be punished as a violation of section 14 of chapter 56.

(j) Sections 37 and 38 of chapter 53 shall apply to unenrolled voters and voters enrolled in political designations voting early by mail. The registrar or the presiding official at an early voting site shall cause the name of the party of the ballot being voted to be recorded on the voting list. Once the party selection has been recorded on the voting list, a voter cannot request or vote on the ballot of another party.

(k) The counting of early voting ballots including, but not limited to, informing election officers and any challengers present under section 85A shall be set by 950 C.M.R. § 47.00, so far as applicable. All envelopes referred to in this section shall be retained with the ballots cast at the election and shall be preserved and destroyed in the manner provided by law for the retention, preservation or destruction of official ballots.

(l) The provisions of 950 C.M.R. § 47.00 shall apply to early voting to the extent feasible; provided, however, that the state secretary shall promulgate regulations to implement this section, as necessary, including, but not limited to, a process for applying for, receiving, separating, compiling, recording and securing early voter ballots and the advance depositing of ballots.

SECTION 41. Notwithstanding any general or special law to the contrary, the state secretary shall implement a system to allow a qualified voter to request an early or absent ballot on the state secretary's website, to be mailed to the qualified voter's home address or a different mailing address as designated by the voter. The system shall not require the voter's signature.

SECTION 42. The state secretary shall conduct a public awareness campaign to inform voters throughout the commonwealth of the provisions of sections 25B to 25D, inclusive, of chapter 54 of the General Laws, including, but not limited to, measures to promote public awareness of expanded early voting options in elections and the requirements and procedures for early voting by mail, including, but not limited to, information related to the ability of a voter who requests but does not return an early voting by mail ballot to vote in person on election day."

After debate on the question on adoption of the amendment, the sense of the House was taken by yeas and nays, at the request of the same member; and on the roll call 128 members voted in the affirmative and 32 in the negative.

[See [Yea and Nay No. 41](#) in Supplement.]

Therefore the amendment was adopted.

Mr. Whelan of Brewster then moved to amend the bill by adding the following section:

"SECTION 43. Section 100 of Chapter 32 of the General Laws, as appearing in the 2018 Official Edition, is hereby amended by inserting in line 13 after the words "in his death," the following:— or if a police officer while in the performance of his duties and as the result of an accident that occurs while such officer is attempting to make a rescue of a member of the public or emergency personnel and sustains injuries which result in death,".

Amendment
adopted,—
yea and nay
No. 41.

The amendment was adopted.

On the question on passing the bill, as amended, to be engrossed, the sense of the House was taken by yeas and nays at the request of Mr. Michlewitz of Boston; and on the roll call 131 members voted in the affirmative and 29 in the negative.

[See [Yea and Nay No. 42 in Supplement.](#)]

Therefore the bill, as amended, was passed to be engrossed. The bill (House, No. 3871, published as amended) then was sent to the Senate for concurrence.

Bill passed to
be engrossed,—
yea and nay
No. 42.

Engrossed Bill.

Mr. Cusack of Braintree being in the Chair,—

The engrossed Bill authorizing the town of Berlin to continue the employment of Paul Kenneth Clark (see House bill printed in House, No. 92) (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 (more than two-thirds of the members having agreed to pass the same), there being no objection; and it was signed by the acting Speaker and sent to the Senate.

Bill
enacted.

Order.

On motion of Mr. Mariano of Quincy,—

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

Next
sitting.

At five minutes before five o'clock P.M., on motion of Mr. Wong of Saugus (Mr. Cusack of Braintree being in the Chair), the House adjourned, to meet the following Monday at eleven o'clock A.M., in an Informal Session.

The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



MONDAY, JUNE 14, 2021.

[54]

JOURNAL OF THE HOUSE.

Monday, June 14, 2021.

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.

Resolutions.

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

Resolutions (filed by Representatives Cronin of Easton and Doherty of Taunton) congratulating Alexander Rhodes of the town of Easton on his elevation to the rank of Eagle Scout;

Alexander
Rhodes.

Resolutions (filed by Mr. Dooley of Norfolk) congratulating Samuel Evans on receiving the Eagle Award of the Boy Scouts of America;

Samuel
Evans.

Resolutions (filed by Mr. Dooley of Norfolk) congratulating Frederick William Hessler on receiving the Eagle Award of the Boy Scouts of America;

Frederick
Hessler.

Resolutions (filed by Mr. Dooley of Norfolk) congratulating Benjamin Kimball on receiving the Eagle Award of the Boy Scouts of America;

Benjamin
Kimball.

Resolutions (filed by Representatives Dooley of Norfolk and Garlick of Needham) congratulating Christopher Douglas Page on receiving the Eagle Award of the Boy Scouts of America;

Christopher
Page.

Resolutions (filed by Representatives Dooley of Norfolk and Garlick of Needham) congratulating Adrian Sheehy on receiving the Eagle Award of the Boy Scouts of America;

Adrian
Sheehy.

Resolutions (filed by Representatives Dooley of Norfolk and Garlick of Needham) congratulating Quinn Spitzer on receiving the Eagle Award of the Boy Scouts of America;

Quinn
Spitzer.

Resolutions (filed by Representatives Dooley of Norfolk and Garlick of Needham) congratulating Davin Zehme on receiving the Eagle Award of the Boy Scouts of America;

Davin
Zehme.

Resolutions (filed by Mr. Stanley of Waltham) congratulating Matthew St. Cyr on receiving the Eagle Award of the Boy Scouts of America;

Matthew
St. Cyr.

Resolutions (filed by Mr. Stanley of Waltham) congratulating Simon Fain on receiving the Eagle Award of the Boy Scouts of America;

Simon
Fain.

Resolutions (filed by Mr. Stanley of Waltham) congratulating Liam Reardon on receiving the Eagle Award of the Boy Scouts of America; and

Liam
Reardon.

Resolutions (filed by Mr. Stanley of Waltham) congratulating Ethan Toole on receiving the Eagle Award of the Boy Scouts of America;

Ethan
Toole.

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. McGonagle of Everett, the resolutions (reported by the

committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

Communication.

A communication from the West Virginia House of Delegates transmitting House Resolution 22, adopted by the House of Delegates on April 9, 2021, calling for the construction of a licensed Off Highway Vehicle semi-contiguous trail to parallel the Appalachian Hiking Trail on the western side, was placed on file.

West Virginia,—
Appalachian
vehicle trail.

Reports of Committees.

By Mr. Michlewitz of Boston, for the committee on Ways and Means, that the Senate Bill relative to extending certain COVID-19 measures adopted during the state of emergency (Senate, No. 2472), ought to pass with an amendment by striking out all after the enacting clause and inserting in place thereof the text contained in House document numbered 3872. Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

COVID-19
measures,—
extension.

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

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

The amendment recommended by the committee on Ways and Means then was adopted; and the bill (Senate, No. 2472, amended) was ordered to a third reading.

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

The Senate Bill validating the actions taken at the 2020 biennial state election held in the city known as the town of Randolph (Senate, No. 493) [Local Approval Received]; and

Randolph,—
election.

House bills

Relative to the abolishment of the board of police in the city of Fall River (House, No. 2645) [Local Approval Received];

Fall River,—
police board.

Relative to the abolishment of the board of fire commissioners in the city of Fall River (House, No. 2646) [Local Approval Received];

Fall River,—
fire board.

Establishing residency requirements for the offices of mayor, city council, and school committee in the city of Revere (House, No. 2654) [Local Approval Received];

Revere,—
residency.

Authorizing the town of Whately to continue the employment of fire department member Gary Stone (House, No. 3854) [Local Approval Received];

Whately,—
Gary Stone.

Authorizing the town of Whately to continue the employment of fire department member William Smith (House, No. 3855) [Local Approval Received]; and

Whately,—
William Smith.

Authorizing the town of Sandisfield to continue the employment of employees subject to mandatory retirement (House, No. 3856) [Local Approval Received];

Sandisfield,—
employment.

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

Order.

On motion of Mr. Mariano of Quincy,—

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

Next
sitting.

At twenty-one 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 day at eleven o'clock A.M.

The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



WEDNESDAY, JUNE 16, 2021.

[56]

JOURNAL OF THE HOUSE.

Wednesday, June 16, 2021.

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.

Paper from the Senate.

A petition (accompanied by bill, Senate, No. 2474) of Patrick M. O'Connor (by vote of the town) for legislation to amend the Cohasset Town Manager Act of 1997, was referred, in concurrence, to the committee on Municipalities and Regional Government.

Cohasset,—
town
manager.

Reports of Committees.

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

Amending the charter of the town of Grafton (House, No. 3705) [Local Approval Received]; and

Grafton,—
charter.

Regulating the membership of the Board of Trustees of the Woburn Public Library Corporation (House, No. 3820) [Local Approval Received];

Woburn,—
library board.

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. Chan of Quincy, for the committee on Consumer Protection and Professional Licensure, on House, No. 3739, a Bill authorizing the town of Sudbury to grant an additional license for the sale of alcoholic beverages to be drunk on the premises (House, No. 3895) [Local Approval Received].

Sudbury,—
liquor
license.

By the same member, for the same committee, on House, No. 3740, a Bill authorizing the town of Clinton to grant a license for the sale of all alcoholic beverages to Super Summit, Inc. (House, No. 3896) [Local Approval Received].

Clinton,—
liquor
license.

By the same member, for the same committee, on House, No. 3741, a Bill authorizing the town of Norwood to grant an additional liquor license (House, No. 3897) [Local Approval Received].

Norwood,—
liquor
license.

By the same member, for the same committee, on House, No. 3822, a Bill authorizing the town of Webster to grant additional liquor licenses (House, No. 3898) [Local Approval Received].

Webster,—
liquor
licenses.

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

Order.

On motion of Mr. Mariano of Quincy,—

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

Next
sitting.

At two minutes after eleven o'clock A.M., on motion of Mr. Muradian of Grafton (Mr. Donato of Medford being in the Chair), the House adjourned, to meet the following day at eleven o'clock A.M., in an Informal Session.

The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



TUESDAY, JUNE 15, 2021.

[55]*

JOURNAL OF THE HOUSE.

Tuesday, June 15, 2021.

Met according to adjournment at eleven o'clock A.M., under emergency rules, 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 Prayers.

During the session (Ms. Hogan of Stow being in the Chair), at the request of Representative Soter of Bellingham, the members and employees stood in a moment of silent tribute to the memory of Susan Bourassa, a resident of Millville, who passed away on Saturday, May 1st after a brave battle with pancreatic cancer. Susan worked for the Blackstone-Millville Regional School District in food services for 25 years, as well as the Boys and Girls Club in Blackstone as a coordinator for the "before school program" and a cook for the summer program. She had a passion for cooking, birds, and putting a smile on the faces of those she came in contact with.

Susan
Bourassa.

Susan is survived by her husband: Walter Bourassa, her brother: Geoffrey Wing and his wife Deborah of Uxbridge, her nephews: Kevin Wing, Stephen Wing and his wife Stephanie and Keith Wing and his wife Jen Dean.

During the session (Mr. Donato of Medford being in the Chair), at the request of Representatives Khan of Newton and Balsler of Newton, the members and employees stood in a moment of silent tribute to the memory of Audrey Cooper, age 97, who passed away May 22, 2021, at her home in West Newton. Service to others was extraordinarily important to Audrey. She and her late husband David were pioneers in the city, helping to establish early childcare and afterschool programs. She chaired the Board of Trustees of the Newton Free Library, Co-chaired a steering committee to establish the Newton Senior Center, and with husband David were founding members of Temple Shalom of Newton.

Audrey
Cooper.

A Democrat always, Audrey, served on the Executive Committee of the Newton Democratic City Committee for many years. Recognized most meaningfully to her was the Newton Human Rights award and the Unsung Heroines of Massachusetts award presented by the Massachusetts Commission on the Status of Women.

Born in 1924, Audrey grew up in Brookline, graduated from Brown University, and lived for more than 70 years in Newton. Audrey was dearly loved by all who knew her.

Resolutions.

Resolutions (filed with the Clerk by Mr. Arciero of Westford) congratulating Everett V. Olsen, Jr., on his fifty-one year long career as an educator, were referred, under Rule 85, to the committee on Rules.

Everett
Olsen.

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

Petitions.

The following additional petitions (having been deposited in the office of the Clerk of the House, previously to five o'clock in the afternoon on Friday, February 19, 2021) were referred, under Rule 24 and Joint Rule 13, as follows:

By Ms. Decker of Cambridge, a petition (accompanied by bill, House, No. 3876) of Marjorie C. Decker for legislation to ban school exclusion in pre-kindergarten through 3rd grade.

Schools,—
exclusion.

By Ms. Nguyen of Andover (by request), a petition (accompanied by bill, House, No. 3877) of Maya Schildkraut and Ivy Michaud relative to health programs in schools.

Schools,—
health
programs.

Severally to the committee on Education.

By Ms. Sullivan of Abington, a petition (accompanied by bill, House, No. 3878) of Alyson M. Sullivan and others relative to establishing identification at the voting polls. To the committee on Election Laws.

Voting,—
identification.

By Mr. Ayers of Quincy, a petition (accompanied by bill, House, No. 3879) of Bruce J. Ayers relative to Long and Moon Islands in Boston Harbor. To the committee on Environment, Natural Resources and Agriculture.

Boston
Harbor,—
islands.

By Mr. Driscoll of Milton, a petition (accompanied by bill, House, No. 3880) of William J. Driscoll, Jr., relative to step therapy and in vitro fertilization insurance coverage.

In vitro
fertilization,—
insurance.

By Ms. Khan of Newton, a petition (accompanied by bill, House, No. 3881) of Kay Khan and others relative to insurance coverage and access to nurse-midwifery services.

Nurse-
midwives,—
insurance.

Severally to the committee on Financial Services.

By Ms. Tyler of Boston, a petition (accompanied by bill, House, No. 3882) of Chynah Tyler for legislation to a review of the impact and effectiveness of facility programming by the Department of Correction including a special commission (including members of the General Court) relative to the effects of health care in department facilities and a special commission (including members of the General Court) relative to the effects of confinement in the departmental disciplinary unit on the mental health and wellness of prisoners. To the committee on the Judiciary.

Corrections,—
commissions.

By Mr. McKenna of Webster, a petition (accompanied by bill, House, No. 3883) of Joseph D. McKenna relative to municipalities that own land that is located within the geographical bounds of another municipality. To the committee on Municipalities and Regional Government.

Municipalities,—
land.

By Mr. Ayers of Quincy, a petition (accompanied by bill, House, No. 3884) of Bruce J. Ayers for an investigation by a special commission (including members of the General Court) to study the use, disposal, and potential re-use of durable medical equipment in hospitals and care facilities under the jurisdiction of the Commonwealth. To the committee on Public Health.

Durable
medical
equipment.

By Mr. Cassidy of Brockton, a petition (accompanied by bill, House, No. 3885) of Gerard J. Cassidy for legislation to require public safety vehicles to be equipped with emergency thermal blankets.	Emergency thermal blankets.
By Ms. Tyler of Boston, a petition (accompanied by bill, House, No. 3886) of Chynah Tyler relative to the spread of COVID-19 in correctional facilities. Severally to the committee on Public Safety and Homeland Security.	COVID-19,— corrections.
By Mr. Golden of Lowell, a petition (accompanied by order, House, No. 3887) of Thomas A. Golden, Jr., that the committee on Telecommunications, Utilities and Energy conduct a study on the opportunities for sustainable and cost-effective market deployment of renewable natural gas and low-carbon fuels to reduce emissions associated with the supply of natural gas for heating.	Natural gas,— study.
By the same member, a petition (accompanied by bill, House, No. 3888) of Thomas A. Golden, Jr., and others relative to the purchase of new and pre-owned electric vehicles. Severally to the committee on Telecommunications, Utilities and Energy.	Electric vehicles.
By Ms. Peake of Provincetown, a petition (accompanied by bill, House, No. 3889) of Sarah K. Peake and Timothy R. Whelan relative to transfers of motor vehicles on death. To the committee on Transportation. Severally sent to the Senate for concurrence.	Motor vehicles,— transfer.
Petitions severally were presented and referred as follows:	
By Ms. Cronin of Easton, a petition (accompanied by bill, House, No. 3890) of Claire D. Cronin and Walter F. Timilty (by vote of the town) that the town of Easton be authorized to grant an additional license for the sale of all alcoholic beverages not to be drunk on the premises. To the committee on Consumer Protection and Professional Licensure.	Easton,— liquor license.
By Ms. Ciccolo of Lexington, a petition (accompanied by bill, House, No. 3891) of Michelle L. Ciccolo (by vote of the town) that the town of Lexington be authorized to establish a commercial linkage fee to certain commercial construction building permits issued by said town for the purpose of affordable housing. To the committee on Housing.	Lexington,— affordable housing.
By Representative Ciccolo of Lexington and Senator Friedman, a joint petition (accompanied by bill, House, No. 3892) of Michelle L. Ciccolo and Cindy F. Friedman (by vote of the town) that the town of Lexington be authorized to establish transit improvement districts;	Lexington,— transit improvement.
By Ms. Ciccolo of Lexington, a petition (accompanied by bill, House, No. 3893) of Michelle L. Ciccolo and Cindy F. Friedman (by vote of the town) that the town of Lexington be authorized to adopt and enforce local regulations restricting new fossil fuel infrastructure in certain construction; and	Lexington,— regulation restriction.
By Ms. Peisch of Wellesley, a petition (accompanied by bill, House, No. 3894) of Alice Hanlon Peisch (by vote of the town) relative to investment of certain trust funds in the town of Weston; Severally to the committee on Municipalities and Regional Government. Severally sent to the Senate for concurrence.	Weston,— trust funds.

Paper from the Senate.

A petition (accompanied by bill, Senate, No. 2473) of Cynthia Stone Creem and Tommy Vitolo (by vote of the town) for legislation to authorize the town of Brookline to adopt and enforce local regulations restricting new fossil fuel infrastructure in	Brookline,— construction.
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certain construction, was referred, in concurrence, to the committee on Municipalities and Regional Government.

Reports of Committees.

By Mr. Galvin of Canton, for the committee on Rules, that Joint Rule 7B be suspended on the petition of Sally P. Kerans and Joan B. Lovely (by vote of the town) relative to the town of Danvers Electric Light Division. Under suspension of the rules, on motion of Mr. Vitolo of Brookline, the report was considered forthwith. Joint Rule 7B then was suspended; and the petition (accompanied by bill) was referred to the committee on Telecommunications, Utilities and Energy. Sent to the Senate for concurrence.

Danvers
Electric Light
Division.

By Ms. Ehrlich of Marblehead, for the committee on Municipalities and Regional Government, on Senate, No. 1320 and House, No. 2184, a Bill relative to emergency action on FEMA flood insurance rate maps (House, No. 2184). Read; and referred, under Rule 33, to the committee on Ways and Means.

Flood
insurance.

By Ms. Ehrlich of Marblehead, for the committee on Municipalities and Regional Government, on a joint petition, a Bill authorizing the city of Greenfield to lease a certain parcel of land (House, No. 2189, changed in line 1 by inserting after the word “contrary,” the following: “but subject to paragraphs (a), (b) and (g) of section 16 of chapter 30B of the General Laws,” and in line 7 by striking out the following: “book 7342, page 175” and inserting in place thereof the following: “book 6031, page 200”) [Local Approval Received].

Greenfield,—
land.

By the same member, for the same committee, on a joint petition, a Bill amending the special act charter of the city of Northampton (House, No. 2202) [Local Approval Received].

Northampton,—
charter.

By the same member, for the same committee, on a petition, a Bill relative to remote town meetings (House, No. 2210).

Remote town
meetings.

By the same member, for the same committee, on a joint petition, a Bill amending the charter of the town of Grafton (House, No. 3705) [Local Approval Received].

Grafton,—
charter.

By the same member, for the same committee, on a petition, a Bill regulating the membership of the Board of Trustees of the Woburn Public Library Corporation (House, No. 3820) [Local Approval Received].

Woburn,—
library board.

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

Quorum.

As required under the provision of Emergency Rule 2(4), a roll call was taken for the purpose of ascertaining the presence of a quorum; and on the roll call 160 members were recorded as being in attendance.

Quorum,—
yea and nay
No. 43.

[See [Yea and Nay No. 43](#) in Supplement.]

Therefore a quorum was present.

Orders of the Day.

The Senate Bill relative to extending certain COVID-19 measures adopted during the state of emergency (Senate, No. 2472, amended), reported by the committee on Bills in the Third Reading to be correctly drawn, was read a third time.

After remarks on the question on passing the bill, as amended, to be engrossed, in concurrence, Mr. DeCoste of Norwell moved to amend it by striking out sections 14 to 18, inclusive; and by striking out sections 29 and 30; and the amendments were rejected.

Representatives Barber of Somerville and Murray of Milford then moved to amend the bill by inserting after section 27 the following section:

“SECTION 27A. Notwithstanding sections 80, 80A and 80B of chapter 112 of the General Laws or any other general or special law to the contrary, a student who graduated from a registered nursing or practical nursing program approved by the board of registration in nursing established under section 13 of chapter 13 of the General Laws or who is a senior nursing student attending the last semester of a registered nursing or practical nursing program approved by the board may practice nursing and shall not be subject to the prohibitions against the unlicensed practice of nursing under said sections 80, 80A and 80B of said chapter 112; provided, however, that: (i) the individual is employed by or providing health care services at the direction of a licensed health care facility or a licensed health care provider; (ii) the individual is directly supervised while providing health care services; (iii) the health care services are provided in response to the COVID-19 outbreak; and (iv) the employing licensed health care facility or licensed health care provider has verified that the individual is a graduate of a registered nursing or practical nursing program approved by the board or that the individual is a senior nursing student attending the last semester of a registered nursing or practical nursing program approved by the board.

The board of registration in nursing shall issue guidance to implement this section, which shall include guidance regarding the appropriate supervision of nursing students.”; and

By striking out section 28 and inserting in place thereof the following section:

“SECTION 28. Sections 23, 24, 25 and 27A are hereby repealed.”.

The amendments were adopted.

Mr. Cahill of Lynn then moved to amend the bill by inserting after section 27A (inserted by amendment) the following section:

“SECTION 27B. Notwithstanding any other general or special law or regulation to the contrary, a pharmacist or pharmacy intern licensed by the board of registration in pharmacy and in good standing with the board may administer methadone and buprenorphine as medication for the treatment of opioid use disorder in federally certified and Bureau of Substance Addiction Services licensed opioid treatment programs and certified acute treatment services pursuant to a qualified practitioner’s order; provided, however, that administration of methadone and buprenorphine as medication for the treatment of opioid use disorder drugs shall be conducted in accordance with federal Substance Abuse and Mental Health Services Administration regulations, 42 CFR Part 8 and the policies and procedures established in accordance with 105 CMR 164.000 et seq; and provided further, that prior to administering drugs under this section, a pharmacist or pharmacy intern shall receive training in federal confidentiality regulation.”;

By inserting after section 28 the following section:

“SECTION 28A. Section 27B are [sic] hereby repealed.”; and

By inserting after section 31 the following section:

“SECTION 32. Section 28A shall take effect on April 1, 2022 or 10 days following the revocation of the United States declaration of a national emergency concerning the novel coronavirus diseases, whichever is earlier.”.

The amendments were adopted.

Ms. Peisch of Wellesley and other members of the House then moved to amend the bill in section 23 by adding the following:

“(f) Notwithstanding said section 20 of said chapter 30A, if this section does not take effect until after June 15, 2021, a public body may provide for remote meetings as specified in this section and any action taken thereof shall be ratified, validated and confirmed as if this section had been in place.”.

The amendment was adopted.

On the question on passing the bill, as amended, to be engrossed, in concurrence, the sense of the House was taken by yeas and nays, at the request of Mr. Wagner of Chicopee; and on the roll call 146 members voted in the affirmative and 14 in the negative.

Bill passed to be engrossed,—
yea and nay
No. 44.

[See [Yea and Nay No. 44](#) in Supplement.]

Therefore the bill (Senate, No. 2472, amended) was passed to be engrossed, in concurrence. Sent to the Senate for concurrence in the amendment adopted by the House [for text of amendment, see House document numbered 3874].

Recess.

At twenty-three minutes before one o’clock P.M., on motion of Ms. Hogan of Stow (Mr. Donato of Medford being in the Chair), the House recessed subject to the call of the Chair; and at twenty-nine minutes after four o’clock the House was called to order with Ms. Hogan of Stow in the Chair.

Recess.

Papers from the Senate.

The Senate Bill relative to extending certain COVID-19 measures adopted during the state of emergency (Senate, No. 2472, amended), came from the Senate with the endorsement that said branch had non-concurred with the House in its amendment (striking out all after the enacting clause and inserting in place thereof the text contained in House document numbered 3874).

COVID-19
measures,—
extension.

The bill bore the further endorsement that the Senate had appointed a committee of conference on the disagreeing votes of the two branches; and that Senators Rodrigues, Friedman and O’Connor had been appointed to the committee on the part of the Senate.

Conference
committee.

On motion of Mr. Michlewitz of Boston, the House insisted on its amendment; and concurred with the Senate in the appointment of a committee of conference. Representatives Michlewitz, Wagner of Chicopee and Smola of Warren were appointed the committee on the part of the House. Sent to the Senate to be noted.

Id.

At a half past four o’clock P.M., on motion of Mr. Wong of Saugus (Ms. Hogan of Stow being in the Chair), the House recessed subject to the call of the Chair; and at eleven minutes after eight o’clock the House was called to order with Ms. Hogan in the Chair.

Recess.

Mr. Jones of North Reading thereupon asked for a count of the House to ascertain if a quorum was present. The Chair (Ms. Hogan), having determined that a quorum was not in attendance, then directed the Sergeant-at-Arms to secure the presence of a quorum.

Quorum.

Subsequently a roll call was taken for the purpose of ascertaining the presence of a quorum; and on the roll call 158 members were recorded as being in attendance.

Quorum,—
yea and nay
No. 45.

[See [Yea and Nay No. 45 in Supplement.](#)]

Therefore a quorum was present.

A report of the committee of conference on the disagreeing votes of the two branches, with reference to the House amendment (striking out all after the enacting clause and inserting in place thereof the text contained in House document numbered 3874) of the Senate Bill relative to extending certain COVID-19 measures adopted during the state of emergency (Senate, No. 2472, amended), recommending passage of a bill with the same title (Senate, No. 2475), came from the Senate with the endorsement that it had been accepted by said branch; and it was referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

COVID-19
measures,—
extension.

Mr. Honan of Boston, for said committee, reported that the matter be scheduled for consideration by the House.

Under suspension of the Rule 7A, on motion of Mr. Michlewitz of Boston, the report was considered forthwith; and it was accepted.

Emergency Measure.

The engrossed Bill relative to extending certain COVID-19 measures adopted during the state of emergency (see Senate, No. 2475), 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.

COVID-19
measures,—
extension.

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 20 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 Senate) was put upon its final passage.

On the question on passing the bill to be enacted, the sense of the House was taken by yeas and nays, as required under the provisions of Emergency Rule 2(a)(5)(ii); and on the roll call 150 members voted in the affirmative and 10 in the negative.

Bill
enacted,—
yea and nay
No. 46.

[See [Yea and Nay No. 46 in Supplement.](#)]

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

Order.

On motion of Mr. Mariano of Quincy,—
Ordered, That when the House adjourns today, it adjourn to meet tomorrow at eleven o'clock A.M.

Next
sitting.

At six minutes before nine o'clock P.M., on motion of Mr. Jones of North Reading (Ms. Hogan of Stow being in the Chair), the House adjourned, to meet the following day at eleven o'clock A.M., in an Informal Session.

The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



THURSDAY, JUNE 17, 2021.

[57]

JOURNAL OF THE HOUSE.

Thursday, June 17, 2021.

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.

Petitions.

Petitions severally were presented and referred as follows:

By Messrs. Roy of Franklin and Murray of Milford, a petition (accompanied by bill, House, No. 3899) of Jeffrey N. Roy and Brian W. Murray (by vote of the town) that the town of Medway be authorized to amend the charter of said town; and

Medway,—
charter.

By Representative Sabadosa of Northampton and Senator Comerford, a joint petition (accompanied by bill, House, No. 3900) of Lindsay N. Sabadosa and Joanne M. Comerford (with the approval of the mayor and city council) that the city of Northampton be authorized to amend a certain conservation easement in said city;

Northampton,—
easement.

Severally to the committee on Municipalities and Regional Government.

By Mr. Murray of Milford, a petition (accompanied by bill, House, No. 3901) of Brian W. Murray (by vote of the town) that the town of Mendon be authorized to establish a means-tested senior citizen property tax exemption in said town. To the committee on Revenue.

Mendon,—
property tax.

Severally sent to the Senate for concurrence.

Petitions severally were presented and referred as follows:

By Mr. Carey of Easthampton, a petition (subject to Joint Rule 12) of Daniel R. Carey and Jack Patrick Lewis for an investigation and study by a special commission (including members of the General Court) relative to access to the archaeological, geological and fossil resources in the Commonwealth.

Archaeological
research.

By Mr. Puppolo of Springfield, a petition (subject to Joint Rule 12) of Angelo J. Puppolo, Jr., relative to extending rebates for electric and zero emission vehicles.

Zero emission
vehicles.

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

Paper from the Senate.

There being no objection,— Resolutions designating August 14th and 15th as the sales tax holiday (Senate, No. 2478), came from the Senate with the endorsement that they had been adopted by said branch; and they were referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Sales tax
holiday.

Mr. Honan of Boston, for said committee, reported that the resolutions be scheduled for consideration by the House. Under suspension of the rules, on motion

of Mr. Garballey of Arlington, the resolutions were considered forthwith; and they were adopted, in concurrence.

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 Susan Williams Gifford for legislation to establish a sick leave bank for Racquel Cardoza, an employee of the Department of Transitional Assistance. 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.

Racquel
Cardoza,—
sick leave.

By Mr. Cutler of Pembroke, for the committee on Labor and Workforce Development, asking to be discharged from further consideration:

Of the petition (accompanied by bill, Senate, No. 1220) of Eric P. Lesser, Patricia A. Duffy, Brian M. Ashe and Joanne M. Comerford for legislation relative to community college tuition; and

Community
college.

Of the petition (accompanied by bill, House, No. 1968) of Patricia A. Duffy and others for legislation to create a workforce opportunity scholarship for certain students at community colleges;

Id.

And recommending that the same severally be referred to the committee on Higher Education.

Under Rule 42, the reports severally were considered forthwith; and they were accepted. Severally sent to the Senate for concurrence.

By Mr. Gordon of Bedford, for the committee on Public Service, on a petition, a Bill establishing a sick leave bank for Bruce Young, an employee of the Worcester County Sheriff's Office (House, No. 3875). Read; and referred, under Rule 7A, to the committee on Steering Policy and Scheduling.

Bruce
Young,—
sick leave.

Order.

On motion of Mr. Mariano of Quincy,—

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

Next
sitting.

At twenty-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.

The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



TUESDAY, JUNE 22, 2021.

[59]*

JOURNAL OF THE HOUSE.

Tuesday, June 22, 2021.

Met according to adjournment at eleven o'clock A.M., under emergency rules, with Mr. Garballey of Arlington 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. Garballey), the members and employees joined with him in reciting the pledge of allegiance to the flag.

Pledge of
allegiance.

Silent Prayer.

During the session (Ms. Hogan of Stow being in the Chair), at the request of Mr. Soter of Bellingham, the members and employees stood in a moment of silent tribute to the memory of Roland Arcand, of Bellingham, who passed away Friday, June 18th at the age of 76.

Roland
Arcand.

Roland will be remembered as a 60-year employee of the town he lived in all his life, but he was so much more. Roland dedicated himself to the community leaving a lasting standard of public service that has never been seen, and likely will never be matched.

Under Roland's watch, the recreation areas in Bellingham grew from a few small fields in the 1980s to the hundreds of acres of parks, beaches, Town Common, and ball fields that the town residents enjoy today.

As the Bellingham Park's Superintendent, Roland's duties and supervisory responsibilities grew enormously, yet the care and vigilance to these beautiful community resources were never compromised.

Roland never counted hours or worried about punching a timecard, he committed himself from the early morning to late into the evening to ensure the children and families of Bellingham had the very best facilities to enjoy seven days a week.

When he was not involved with Parks services Roland spent time volunteering at the local church, calling Bingo numbers, working in the kitchen, and serving as a communicant for the church. Roland also volunteered for the Jimmy Fund raising thousands of dollars for the Jimmy Fund and the Jimmy Fund Walkathon.

Roland always found time for everyone, especially his wife, children, and grandchildren who adored him. Bellingham will remember Roland Arcand as a 60-year employee, but he was so much more, he was a once-in-a-generation community leader who will not be soon forgotten.

Message from the Governor.

A message from His Excellency the Governor submitting requests for making certain appropriations for fiscal year 2021 before final action on the General Appropriation Bill (House, No. 3905), was filed in the office of the Clerk on Monday, June 21.

State funds,—
emergency
expenditures.

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.

Paper from the Senate.

A report of the committee on Municipalities and Regional Government, asking to be discharged from further consideration of the petition (accompanied by bill, Senate, No. 1339) of Adam G. Hinds and Paul W. Mark (by vote of the town) for legislation to authorize the town of Charlemont to establish a tax on commercial recreation services, and recommending that the same be referred to the committee on Revenue,— accepted by the Senate, was considered forthwith, under Rule 42; and it was accepted, in concurrence.

Charlemont,—
recreation tax.

Recess.

At two minutes after eleven o'clock A.M., on motion of Mrs. Ferguson of Holden (Mr. Garballey of Arlington being in the Chair), the House recessed until two o'clock P.M.; and at a quarter after two o'clock the House was called to order with Ms. Hogan of Stow in the Chair.

Recess.

Quorum.

As required under the provision of Emergency Rule 2(4), a roll call was taken for the purpose of ascertaining the presence of a quorum; and on the roll call 160 members were recorded as being in attendance.

Quorum,—
yea and nay
No. 47.

[See [Yea and Nay No. 47](#) in Supplement.]

Therefore a quorum was present.

Orders of the Day.

The engrossed Bill relative to transferring federal funds to the federal COVID-19 response fund (see House, No. 3827, amended) which had been returned by His Excellency the Governor with recommendation of amendment (for message, see House, No. 3902), was considered.

COVID-19,—
response fund.

The committee on Bills in the Third Reading reported that the amendment recommended by the Governor be considered in the form contained in the Governor's message as approved by said committee; and the report was accepted.

After remarks on the question on adoption of the amendment recommended by the Governor, the sense of the House was taken by yeas and nays, at the request of Mr. Hunt of Boston; and on the roll call 30 member voted in the affirmative and 130 in the negative.

Governor's
amendment
rejected,—
yea and nay
No. 48.

[See [Yea and Nay No. 48](#) in Supplement.]

Therefore the amendment recommended by the Governor was rejected.

Representatives Michlewitz of Boston and Hunt of Boston then moved to amend the bill by striking out all after the enacting clause and inserting in place thereof the following:

“SECTION 1. Subsection (b) of section 2JJJJ of chapter 29 of the General Laws, as inserted by section 1 of chapter 254 of the acts of 2020, is hereby amended by adding the following sentence:— The fund shall not be subject to section 5C.

SECTION 2. Said section 2JJJJ of said chapter 29 is hereby further amended by striking out subsection (c), as so inserted, and inserting in place thereof the following subsection:—

(c) Amounts credited to the fund may be expended for any purpose allowed under subsection (c) of section 602 of Title VI of the federal Social Security Act, 42 U.S.C. 802.

SECTION 3. Notwithstanding any general or special law to the contrary, not later than 7 days after the effective date of this act, the comptroller shall transfer \$4,891,987,249.40 allocated to the commonwealth from the Coronavirus State Fiscal Recovery Fund pursuant to section 602 of Title VI of the federal Social Security Act, 42 U.S.C. 802, to the federal COVID-19 response fund established in section 2JJJJ of chapter 29 of the General Laws.

SECTION 4. Notwithstanding any general or special law to the contrary, the secretary of administration and finance shall expend funds allocated to the commonwealth from the Coronavirus State Fiscal Recovery Fund received pursuant to section 602 of Title VI of the federal Social Security Act, 42 U.S.C. 802 to protect against emerging public health threats or to support new, heightened, or emergency public health response efforts against the 2019 novel coronavirus and variants thereof. This section shall not apply to any funds transferred pursuant to section 3 to the federal COVID-19 response fund established in section 2JJJJ of chapter 29 of the General Laws.

SECTION 5. (a) For any expenditures authorized by section 4, the secretary of administration and finance may transfer funds to commonwealth departments and other public entities. Notwithstanding any general or special law to the contrary, the secretary shall require that all expenditures from the Coronavirus State Fiscal Recovery Fund pursuant to section 602 of Title VI of the federal Social Security Act, 42 U.S.C. 802 shall be spent in compliance with applicable federal law, including statutes, regulations and sub-regulatory guidance. Said secretary shall maximize federal revenue available to the commonwealth, and minimize the risk that federal funds are returned or left unspent due to noncompliance with federal requirements.

(b) The secretary of administration and finance shall require that departments and other public entities administering funds authorized by section 4 and all recipients and sub-recipients shall receive funds conditioned on their cooperation with applicable federal reporting and compliance requirements.

(c) The secretary may direct the use of money from the General Fund for purposes authorized by section 4 where the secretary has determined that reimbursement from the Federal Emergency Management Agency or another federal source is available to reimburse spending.

SECTION 6. The secretary of administration and finance, in consultation with the office of the comptroller, shall provide reporting on expenditures made by the commonwealth for the purposes identified in section 4 in the manner described by chapter 288 of the acts of 2020.”

After remarks on the question on adoption of the amendment, the sense of the House was taken by yeas and nays, at the request of Mr. Hunt of Boston; and on the roll call 160 member voted in the affirmative and 0 in the negative.

[See [Yea and Nay No. 49](#) in Supplement.]

Therefore the amendment was adopted.

Sent to the Senate for its action.

Amendment
adopted,—
yea and nay
No. 49.

The House Bill financing improvements to municipal roads and bridges (House, No. 3903), reported by the committee on Bills in the Third Reading to be correctly drawn, was read a third time.

Chapter 90,—
municipal roads
and bridges.

After remarks on the question on passing the bill to be engrossed, (Ms. Peake of Provincetown being in the Chair) Mr. Moran of Boston moved to amend it by adding the following section:

“SECTION 9. Notwithstanding any general or special law to the contrary, the secretary of transportation shall include in the planning, design, permitting and construction of the Allston Multimodal Project the following requirements: (1) 2 tracks on the Framingham/Worcester commuter rail line shall be maintained during construction of the project with no reduced service unless it unduly delays the construction timeline; (2) a linear and continuous buffer park and multi-use pathway shall be constructed and maintained after completion of the project along the southern border of the project from Linden street to Agganis way; (3) a bicycle and pedestrian bridge shall be constructed connecting Agganis way to the Paul Dudley White Multi-Use path along the Charles river; (4) the I-90 Allston Intermodal Task Force shall remain operational through the completion of the project; and (5) the city of Boston Transportation Department Complete Street Guidelines shall be used for all street construction related to the project, provided, that it does not conflict with the federally recognized Massachusetts Department of Transportation complete streets guide and criteria.”.

The amendment was adopted.

Mr. Tucker of Salem then moved to amend the bill by adding the following section:

“SECTION 10. Notwithstanding any general or special law to the contrary, funds allocated to the commonwealth from the Coronavirus State Fiscal Recovery Fund pursuant to section 602 of Title VI of the federal Social Security Act, 42 U.S.C. 802, may be used for maintenance or pay-go funded building of transportation infrastructure, including roads.”.

The amendment was adopted.

On the question on passing the bill, as amended, to be engrossed, the sense of the House was taken by yeas and nays, at the request of Mr. Straus of Mattapoisett; and on the roll call 160 members voted in the affirmative and 0 in the negative.

Bill passed to
be engrossed,—
yea and nay
No. 50.

[See [Yea and Nay No. 50](#) in Supplement.]

Therefore the bill (House, No. 3903, amended) was passed to be engrossed. Sent to the Senate for concurrence.

Order.

On motion of Mr. Mariano of Quincy,—

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

Next
sitting.

Accordingly, without further consideration of the remaining matters in the Orders of the Day, at three minutes before five o'clock P.M., on motion of Mr. Jones of North Reading (Ms. Peake of Provincetown being in the Chair), the House adjourned, to meet the following Thursday at eleven o'clock A.M., in an Informal Session.

The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



MONDAY, JUNE 21, 2021.

[58]

JOURNAL OF THE HOUSE.

Monday, June 21, 2021.

Met according to adjournment at eleven o'clock A.M., in an Informal Session, with Mr. Garballey of Arlington 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. Garballey), the members and employees joined with him in reciting the pledge of allegiance to the flag.

Pledge of
allegiance.

Message from the Governor — Bill Returned with Recommendation of Amendment.

A message from His Excellency the Governor returning with recommendation of amendment the engrossed Bill relative to transferring federal funds to the federal Covid-19 response fund [see House, No. 3827, amended] (for message, see House, No. 3902), was filed in the office of the Clerk on Thursday, June 17.

Covid-19,—
response fund.

The message was read; and, under the provisions of Article LVI of the Amendments to the Constitution, the bill was thereupon “before the General Court and subject to amendment and re-enactment”.

Pending the question on adoption of the amendment recommended by His Excellency, the bill was referred, on motion of Ms. Garlick of Needham, to the committee on Bills in the Third Reading.

Resolutions.

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

Resolutions (filed by Representatives Cronin of Easton and Doherty of Taunton) congratulating Matthew J. Merkle on his elevation to the rank of Eagle Scout;

Matthew
Merkle.

Resolutions (filed by Ms. Hogan of Stow) recognizing Colonel Martha M. Monroe for her contributions to the United States Air Force and Massachusetts' Hanscom Air Force Base;

Martha
Monroe.

Resolutions (filed by Mr. Arciero of Westford) congratulating Kathryn Flannery on the occasion of her retirement after a thirty-seven year career protecting Massachusetts workers;

Kathryn
Flannery.

Resolutions (filed by Mr. Arciero of Westford) congratulating Susan Hanly on her receiving the Massachusetts Commission on the Status of Women's Unsung Heroine Award;

Susan
Hanly.

Resolutions (filed by Mr. Linsky of Natick) honoring John Francis Herring on his thirty two years of dedicated service to public safety in the Commonwealth;

John
Herring.

Resolutions (filed by Mr. Roy of Franklin) honoring Daniel Edward Halloran on receiving the Eagle Award of the Boy Scouts of America;

Daniel
Halloran.

Resolutions (filed by Mr. Roy of Franklin) congratulating Justin Tyler Winiker on receiving the Eagle Award of the Boy Scouts of America; and

Justin
Winiker.

Resolutions (filed by Mr. Soter of Bellingham) recognizing the seventy-sixth anniversary of the opening of the Uxbridge VFW Post 1385;

Uxbridge
VFW Post.

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

*Report of the Committee on
Consumer Protection and Professional Licensure on
Executive Reorganization Plan No. 1 of 2021.*

By Mr. Chan of Quincy, for the committee on Consumer Protection and Professional Licensure, on Reorganization Plan No. 1 of 2021 (submitted by the Governor under the provisions of Article LXXVII of the Amendments of the Constitution) reorganizing certain licensing agencies of the Executive Department (House, No. 3774) [For majority report, see Senate, No. 2476], — reported, in accordance with a provision of Joint Rule 23A, recommending that said Reorganization Plan Number 1 “ought to be approved”.

Reorganization
Plan No. 1,—
Executive
Department
agencies.

Placed in the Orders of the Day for the next sitting, the question being “Shall this reorganization plan be approved?”.

Petitions.

Petitions severally were presented and referred as follows:

By Mrs. Lipper-Garabedian of Melrose, a petition (subject to Joint Rule 12) of Kate Lipper-Garabedian for legislation to establish a sick leave bank for Christina Ruccio, an employee of the Suffolk County Sheriff’s Department.

Christina
Ruccio,—
sick leave.

By Representative O’Day of West Boylston and Senator Chandler, a joint petition (subject to Joint Rule 12) of James J. O’Day and Harriette L. Chandler for legislation to establish a sick leave bank for Julie DeRosa, an employee of the Department of Mental Health.

Julie
DeRosa,—
sick leave.

By Ms. Peisch of Wellesley (by request), a petition (subject to Joint Rule 12) of Peter Hill relative to child-centered family law.

Family law.

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

Paper from the Senate.

A Bill authorizing the city of Gloucester to appoint retired police officers as special police officers (Senate, No. 2479) (on Senate bill, No. 34), passed to be engrossed by the Senate, was read; and it was referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Gloucester,—
special police.

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 Angelo J. Puppolo, Jr., relative to extending rebates for electric and zero emission vehicles. To the committee on Telecommunications, Utilities and Energy.

Vehicles,—
zero
emissions.

Petition (accompanied by bill) of Susan Grebber relative to the transportation of certain animals. To the committee on Transportation.

Animals,—
transporting.

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

Mr. Michlewitz of Boston, for the committee on Ways and Means, reported that the Bill financing improvements to municipal roads and bridges (House, No. 3852), ought to pass with an amendment substituting therefor a bill with the same title (House, No. 3903) [General Obligation Bonds: \$275,000,000.00]. Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Municipal roads
and bridges.

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

Under suspension of Rule 7A, on motion of Ms. Garlick of Needham, the bill was read a second time forthwith. The amendment recommended by the committee on Ways and Means then was adopted; and the substituted bill was ordered to a third reading.

By Mr. Honan of Boston, for the committee on Steering, Policy and Scheduling, that the House Bill authorizing the city of Greenfield to lease a certain parcel of land (House, No. 2189, changed) [Local Approval Received], be scheduled for consideration by the House.

Greenfield,—
land.

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

By Mr. Honan of Boston, for the committee on Steering, Policy and Scheduling, that the House Bill amending the special act charter of the city of Northampton (House, No. 2202) [Local Approval Received], be scheduled for consideration by the House.

Northampton,—
charter.

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.

By Mr. Honan of Boston, for the committee on Steering, Policy and Scheduling, that the House Bill establishing a sick leave bank for Bruce Young, an employee of the Worcester county sheriff's office (House, No. 3875), be scheduled for consideration by the House.

Bruce
Young,—
sick leave.

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

By Mr. Gordon of Bedford, for the committee on Public Service, on a joint petition, a Bill relative to the appointment of retired police officers as special police officers in the town of Arlington (House, No. 3754) [Local Approval Received].

Arlington,—
police.

By the same member, for the same committee, on a joint petition, a Bill authorizing Justin Brown to take the civil service examination for the position of firefighter in the town of Arlington (House, No. 3755) [Local Approval Received].

Arlington,—
Justin
Brown.

By the same member, for the same committee, on a joint petition, a Bill exempting the positions of police chief and police captain in the city of Leominster from the civil service law (House, No. 3756) [Local Approval Received].

Leominster,—
civil service.

By the same member, for the same committee, on a joint petition, a Bill relative to the fire department of the town of Lancaster (House, No. 3760) [Local Approval Received].

Lancaster,—
Maurice
Bateman.

By the same member, for the same committee, on a joint petition, a Bill relative to the deputy fire chief of the town of Lancaster (House, No. 3761) [Local Approval Received].

Lancaster,—
Kevin Lamb.

By the same member, for the same committee, on a joint petition, a Bill authorizing special police officers in the town of Natick to serve until the age of 70 (House, No. 3762) [Local Approval Received].

Natick,—
special
police.

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

Order.

On motion of Mr. Mariano of Quincy,—

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

Next
sitting.

At nineteen minutes after eleven o'clock A.M., on motion of Mr. Hill of Ipswich (Mr. Garballey of Arlington being in the Chair), the House adjourned, to meet the following day at eleven o'clock A.M.

The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



THURSDAY, JUNE 24, 2021.

[60]

JOURNAL OF THE HOUSE.

Thursday, June 24, 2021.

Met according to adjournment at eleven o'clock A.M., in an Informal Session, with Mr. Garballey of Arlington 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. Garballey), the members and employees joined with him in reciting the pledge of allegiance to the flag.

Pledge of
allegiance.

Resolutions.

Resolutions (filed with the Clerk by Ms. Hogan of Stow) celebrating Victor A. Tomyl and his lifetime achievements and contributions, were referred, under Rule 85, to the committee on Rules.

Victor
Tomyl.

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

Petitions.

Petitions severally were presented and referred as follows:

By Ms. Cronin of Easton, a petition (accompanied by bill, House, No. 3907) of Claire D. Cronin (with the approval of the mayor and city council) that the city of Brockton be authorized to grant five additional licenses for the sale of wine and malt beverages not to be drunk on the premises in said city. To the committee on Consumer Protection and Professional Licensure.

Brockton,—
liquor
licenses.

By Mr. Moran of Lawrence, a petition (accompanied by bill, House, No. 3908) of Frank A. Moran (with the approval of the mayor and city council) that the city of Lawrence be authorized to establish a program for enforcement against illegal bars and illegal casinos. To the committee on the Judiciary.

Lawrence,—
bars and
casinos.

By Mrs. Harrington of Groton, a petition (accompanied by bill, House, No. 3909) of Sheila C. Harrington (by vote of the town) relative to authorizing certain investments by the treasurer of the town of Groton. To the committee on Municipalities and Regional Government.

Groton,—
investments.

By Mr. Moran of Lawrence, a petition (accompanied by bill, House, No. 3910) of Frank A. Moran (with the approval of the mayor and city council) relative to the death of city of Lawrence police patrolman Jacob Eyssi; and

Lawrence,—
Jacob Eyssi.

By Mr. Smola of Warren, a petition (accompanied by bill, House, No. 3911) of Todd M. Smola and Anne M. Gobi (by vote of the town) that police officers in the police department of the town of Palmer be exempt from the provisions of the civil service law.

Palmer,—
civil service.

Severally to the committee on Public Service.

Severally sent to the Senate for concurrence.

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 Jay D. Livingstone that a certain playground on the Esplanade in the city of Boston be designated as the Gronk playground. To the committee on Environment, Natural Resources and Agriculture.

Boston,—
Gronk
playground.

Joint petition (accompanied by bill) of James J. O’Day and Harriette L. Chandler for legislation to establish a sick leave bank for Julie DeRosa, an employee of the Department of Mental Health. To the committee on Public Service.

Julie
DeRosa,—
sick leave.

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

Orders of the Day.

The House Bill authorizing the town of Lunenburg to grant an additional license for the sale of all alcoholic beverages not to be drunk on the premises to Jaxx Country Variety (House, No. 3813), 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.

Recess.

At five minutes after eleven o’clock A.M., on motion of Ms. Ferguson of Holden (Mr. Garballey of Arlington being in the Chair), the House recessed subject to the call of the Chair; and at twenty-eight minutes before three o’clock the House was called to order with Mr. Garballey in the Chair.

Recess.

Papers from the Senate.

The engrossed Bill relative to transferring federal funds to the federal COVID-19 response fund (see House, No. 3827, amended), came from the Senate with the endorsement that said branch had concurred with the House in its amendment (striking out all after the enacting clause and inserting in place thereof a new text) with a further amendment striking out section 4 (inserted by amendment by the House) and inserting in place thereof the following section:

COVID-19
response fund.

“SECTION 4. Notwithstanding any general or special law to the contrary and after the transfer under section 3, the secretary of administration and finance shall expend any remaining funds not subject to the transfer under section 3 allocated to the commonwealth from the Coronavirus State Fiscal Recovery Fund received pursuant to section 602 of Title VI of the federal Social Security Act, 42 U.S.C. 802, to protect against emerging public health threats or to support new, heightened or emergency public health response efforts against the 2019 novel coronavirus and variants thereof.”.

The further amendment was referred, under Rule 35, to the committee on Bills in the Third Reading. Said committee then reported that the further amendment was correctly drawn; and it was adopted, in concurrence.

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

Petition (accompanied by bill, Senate, No. 2483) of Patrick M. O'Connor for legislation relative to tobacco harm-reduction. To the committee on Public Health.

Tobacco harm-reduction.

Petition (accompanied by bill, Senate, No. 2484) of Patrick M. O'Connor for legislation relative to third party settlement organizations. To the committee on Revenue.

Third party settlement organizations.

Emergency Measure.

The engrossed Bill relative to transferring federal funds to the federal COVID-19 response fund (see House, No. 3827, 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.

COVID-19 response fund.

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 3 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) (which had been returned by His Excellency the Governor with recommendation of amendment), having been certified by the Clerk to be rightly and truly prepared 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.

Order.

On motion of Mr. Mariano of Quincy,—

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

Next sitting.

Representative Lewis of Framingham then moved that when the House adjourns today, it do so in respect to the memory of Andrew J. Rogers, Jr., a member of the House from Framingham from 1975 to 1984, inclusive; and the motion prevailed.

Accordingly, at three o'clock P.M., on motion of Ms. Ferguson of Holden (Mr. Garballey of Arlington being in the Chair), the House adjourned, to meet the following Monday at eleven o'clock A.M., in an Informal Session.

The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



MONDAY, JUNE 28, 2021.

[61]

JOURNAL OF THE HOUSE.

Monday, June 28, 2021.

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.

Resolutions.

Resolutions (filed with the Clerk by Mr. Consalvo of Boston) commending Vitfriends, Vitiligo Support Group, for educating, supporting, advocating, and spreading awareness on vitiligo and to support all those living with vitiligo, were referred, under Rule 85, to the committee on Rules.

Vitfriends.

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

Petitions.

Petitions severally were presented and referred as follows:

By Mr. DeCoste of Norwell, a petition (accompanied by bill, House, No. 3916) of David F. DeCoste (by vote of the town) relative to changing the name of the board of selectmen to select board in the town of Norwell;

Norwell,—
select board.

By Miss Gregoire of Marlborough, a petition (accompanied by bill, House, No. 3917) of Danielle W. Gregoire and others (by vote of the town) relative to changing the name of the board of selectmen to select board in the town of Westborough;

Westborough,—
select board.

By the same member, a petition (accompanied by bill, House, No. 3918) of Danielle W. Gregoire and others (by vote of the town) relative to a department of public works in the town of Westborough;

Westborough,—
public works.

By Representative Hogan of Stow and Senator Eldridge, a joint petition (accompanied by bill, House, No. 3919) of Kate Hogan and James B. Eldridge (by vote of the town) relative to the residency requirement for the executive assistant in the town of Hudson; and

Hudson,—
executive
assistant.

By the same members, a joint petition (accompanied by bill, House, No. 3920) of Kate Hogan and James B. Eldridge (by vote of the town) relative to amending the charter of the town of Hudson to change the name of the board of selectmen to select board;

Hudson,—
select board.

Severally to the committee on Municipalities and Regional Government.

By Representative Hogan of Stow and Senator Eldridge, a joint petition (accompanied by bill, House, No. 3921) of Kate Hogan and James B. Eldridge (by

Hudson,—
police details.

vote of the town) relative to police detail work in the town of Hudson. To the committee on Public Service.

Severally sent to the Senate for concurrence.

Papers from the Senate.

A Bill to upgrade hen welfare and establish uniform cage-free standards (Senate, No. 2481) (on Senate bill No. 2470), passed to be engrossed by the Senate, was read; and it was referred, under Rule 33, to the committee on Ways and Means.

Farm animals and cage free standards.

A petition (accompanied by bill, Senate, No. 2482) of Ryan C. Fattman (by vote of the town) for legislation to amend the town of Sutton Home Rule Charter, was referred, in concurrence, to the committee on Municipalities and Regional Government.

Sutton,—
select board.

Reports of Committees.

By Mr. Michlewitz of Boston, for the committee on Ways and Means, on a message from His Excellency the Governor, a Bill making certain appropriations for Fiscal Year 2022 before final action on the General Appropriation Bill (printed in House, No. 3905) [Total Appropriation: \$5,410,000,000.00]. Read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

State funds,—
emergency expenditures.

Mr. Honan of Boston, for said committee, then reported recommending that the matter be scheduled for consideration by the House.

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

Under further suspension of the rules, on motion of Mr. Michlewitz of Boston, the bill (having been reported by the committee on Bills in the 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. Chan of Quincy, for the committee on Consumer Protection and Professional Licensure, on House, No. 337, a Bill extending simulcasting and live horse racing authorization (House, No. 3912). Read; and referred, under Rule 33, to the committee on Ways and Means.

Simulcasting.

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

Authorizing the town of Sudbury to grant an additional license for the sale of alcoholic beverages to be drunk on the premises (House, No. 3895) [Local Approval Received];

Sudbury,—
liquor license.

Authorizing the town of Clinton to grant a license for the sale of all alcoholic beverages to Super Summit, Inc. (House, No. 3896) [Local Approval Received];

Clinton,—
liquor license.

Authorizing the town of Norwood to grant an additional liquor license (House, No. 3897) [Local Approval Received]; and

Norwood,—
liquor license.

Authorizing the town of Webster to grant additional liquor licenses (House, No. 3898) [Local Approval Received];

Webster,—
liquor licenses.

Severally placed in the Orders of the Day for the next sitting for a second reading.

Recess.

At twenty-four minutes before twelve o'clock noon, on motion of Mr. Frost of Auburn (Mr. Donato of Medford being in the Chair), the House recessed subject to the call of the Chair; and at twelve minutes after twelve o'clock the House was called to order with Mr. Donato in the Chair.

Recess.

Engrossed Bill.

The engrossed Bill making certain appropriations for Fiscal Year 2022 before final action on the General Appropriation Bill (see House bill printed in House, No. 3905) (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.

Order.

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

Next
sitting.

At fourteen minutes after twelve o'clock noon, on motion of Mr. Frost of Auburn (Mr. Donato of Medford being in the Chair), the House adjourned, to meet the following Wednesday at eleven o'clock A.M.

The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



WEDNESDAY, JUNE 30, 2021.

[62]*

JOURNAL OF THE HOUSE.

Wednesday, June 30, 2021.

Met according to adjournment at eleven o'clock A.M., under emergency rules, 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 Prayers.

During the session (Ms. Hogan of Stow being in the Chair), at the request of Mr. Turco of Winthrop, the members and employees stood in a moment of silent tribute to the memory of Ramona Cooper, 60, a resident of Winthrop, who was tragically killed on June 26. Ramona served our country in the United States Air Force and attained the rank of Staff Sergeant. Ramona was a specialist in information systems and telecommunication at Fairchild Air Force Base in Washington state and served in Germany. After completing her military service, Ramona worked for a supply shop for the Veteran's Administration Medical Center in Jamaica Plain. She is survived by her identical twin sister, Regina Robinson, her son, Gary Cooper, Jr., and three wonderful grandchildren. May she rest in peace.

Ramona
Cooper.

During the session (Ms. Hogan of Stow being in the Chair), at the request of Mr. Turco of Winthrop, the members and employees stood in a moment of silent tribute to the memory of David Lee Green, 68, a lifelong resident of Winthrop, who was tragically killed on June 26, while heroically saving countless lives. David graduated from Winthrop High School in 1972 and was a member of the legendary 17-1 basketball team. He served our country in the United States Air Force as a Military Police Officer for four years in Vietnam and Thailand. David went on to serve our Commonwealth beginning in 1980 as a police officer with the then Metropolitan District Commission before becoming a Massachusetts State Trooper in 1992. David had a Bachelor's Degree in Criminal Justice from Cambridge College. He is survived by his older brother retired Tampa Fire Department Chief Aria Ray Green and many loving family members. May he rest in peace.

David
Green.

Messages from the Governor.

A message from His Excellency the Governor recommending legislation relative to relative to immediate COVID recovery needs (House, No. 3922), was filed with the Clerk on Monday, June 28.

COVID
recovery.

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.

A message from His Excellency the Governor recommending legislation relative to establishing an extended sales tax holiday in 2021 (House, No. 3906), was filed in the office of the Clerk on Wednesday, June 23.

Sales tax holiday.

The message was read; and it was referred, under Rule 30, with the accompanying draft of a bill, to the committee on Revenue. Sent to the Senate for concurrence.

Communication.

A communication from the Division of Energy Resources of the Executive Office of Energy and Environmental Affairs (under the provisions of section 12 of Chapter 25A of the General Laws) submitting amendments to 225 CMR 14 and 15, Renewable Energy Portfolio Standard (RPS) Class I and Class II (House, No. 3923), was referred to the committee on Telecommunications, Utilities and Energy. Sent to the Senate for concurrence.

Division of Energy Resources,— regulations.

Petitions.

Representative Kelcourse of Amesbury and Senator DiZoglio presented a joint petition (accompanied by bill, House, No. 3925) of James M. Kelcourse (with the approval of the mayor and city council) relative to amending the charter of the city of Newburyport; and the same was referred to the committee on Municipalities and Regional Government. Sent to the Senate for concurrence.

Newburyport,— charter.

Petitions severally were presented and referred as follows:

By Representative Cassidy of Brockton and Senator Brady, a joint petition (subject to Joint Rule 12) of Gerard J. Cassidy and Michael D. Brady for legislation to designate the Department of Unemployment Assistance building in the city of Brockton as the C. Gerald Lucey building.

Brockton,— Gerald Lucey building.

By Mr. Fernandes of Falmouth, a petition (subject to Joint Rule 12) of Dylan A. Fernandes relative to indigenous representation on the Martha's Vineyard Commission.

Martha's Vineyard Commission.

By Mr. Vargas of Haverhill, a petition (subject to Joint Rule 12) of Andres X. Vargas relative to designating a certain bridge spanning Interstate Route 495 in the city of Haverhill as the Ted and Mary Murphy bridge.

Haverhill,— Murphy bridge.

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

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 Kate Lipper-Garabedian for legislation to establish a sick leave bank for Christina Ruccio, an employee of the Suffolk County Sheriff's Department. Under suspension of the rules, on motion of Mrs. Lipper-Garabedian of Melrose, 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.

Christina Ruccio,— sick leave.

By Ms. Ehrlich of Marblehead, for the committee on Municipalities and Regional Government, asking to be discharged from further consideration of the joint

Lexington,— transit.

petition (accompanied by bill, House, No. 3892) of Michelle L. Ciccolo and Cindy F. Friedman (by vote of the town) that the town of Lexington be authorized to establish transit improvement districts,— and recommending that the same be referred to the committee on Transportation. Under Rule 42, the report was considered forthwith; and it was accepted. Sent to the Senate for concurrence.

Orders of the Day.

House Bills

Authorizing the town of Sudbury to grant an additional license for the sale of alcoholic beverages to be drunk on the premises (House, No. 3895);

Authorizing the town of Clinton to grant a license for the sale of all alcoholic beverages to Super Summit, Inc. (House, No. 3896);

Authorizing the town of Norwood to grant an additional liquor license (House, No. 3897); and

Authorizing the town of Webster to grant additional liquor licenses (House, No. 3898);

Severally were read a second time; and they were ordered to a third reading.

Second reading bills.

Recess.

At seven minutes after eleven o'clock A.M., on motion of Mr. Frost of Auburn (Mr. Donato of Medford being in the Chair), the House recessed until one o'clock P.M.; and at eleven minutes after one o'clock, the House was called to order with Ms. Hogan of Stow in the Chair.

Recess.

Quorum.

As required under the provision of Emergency Rule 2(4), a roll call was taken for the purpose of ascertaining the presence of a quorum; and on the roll call 160 members were recorded as being in attendance.

[See [Yea and Nay No. 51](#) in Supplement.]

Therefore a quorum was present.

Quorum,— yea and nay No. 51.

Reports of Committees.

Mr. Michlewitz of Boston, for the committee on Ways and Means, on a message from His Excellency the Governor (for message, see House, No. 3814) returning with his disapproval of section 5 of the engrossed Bill financing the reconstruction of the Soldiers' Home in Holyoke (see House, No. 3770), reported that said section 5 stand (as passed by the General Court), as follows:

“SECTION 5. (a) The funds authorized by item 4000-2026 of section 2 for the construction of a new facility for the Soldiers' Home in Holyoke that is sufficiently extensive in size, complexity and duration to replace the existing Soldiers' Home facility shall be expended in accordance with the following conditions:

(i) sections 26 to 27F, inclusive, and section 29 of chapter 149 of the General Laws shall apply to all contracts for the project; and

(ii) all construction employees employed in the construction of the project shall be paid not less than the wage rate established for the work pursuant to a project labor

Holyoke Soldiers' Home.

agreement with the appropriate labor organization that shall include: (A) a uniform grievance and arbitration procedure for the resolution of work-related disputes on job sites; (B) mutually agreeable uniform work rules and schedules for the project; (C) an obligation for any labor organization and its constituent members not to strike with respect to work on the project; (D) participation goals of minority, veteran and women workers to be employed on each contract and the processes and procedures to ensure compliance with those workforce participation goals, including, but not limited to, a requirement to employ a sufficient number of apprentices to allow for the training and employment of individuals who would not otherwise qualify for employment on the project, the establishment of an access, inclusion and diversity committee and the reporting and enforcement requirements of paragraph (G) of subsection 2 of section 44A of said chapter 149; and (E) an agreement to facilitate the entry of interested veterans into the building and construction trades by designating an entity or organization to serve as a resource for preliminary orientation, apprenticeship programs and other needs, as mutually agreeable, to foster veteran employment opportunities.

(b) The access, inclusion and diversity committee shall meet publicly not less than monthly to implement and monitor diversity, inclusion workforce and enterprise goals. The committee shall receive regular reports from the project owner and all contractors and subcontractors regarding work hours, diversity, inclusion and progress toward the participation goals for minority, women and veteran workers employed as set forth in the agreement. The committee shall review reports describing: (i) the number of contracts; (ii) total dollar amounts contracted with and actually paid to minority business enterprises, veteran business enterprises and women business enterprises, as those terms are defined in section 58 of chapter 7 of the General Laws, for design and construction of the Soldiers' Home in Holyoke; (iii) the total number and value of all subcontracts awarded to minority business enterprises, veteran business enterprises and women business enterprises; and (iv) a comparison of these reports with the goals established by the division of capital asset management and maintenance, in consultation with the committee. The committee shall regularly assess progress and identify any obstacles to successfully achieving inclusion of socially and economically disadvantaged workers and businesses in the design and construction opportunities associated with this project and shall make related recommendations to the division on how to overcome such obstacles and increase the level of minority, women, and veteran workers employed on the project and minority business enterprise, veteran business enterprise and women business enterprise participation as contractors and subcontractors for the project. The committee may participate in public forums and other educational or outreach activities designed to inform the general public about the project as determined by the division. The committee shall consist of: 1 member appointed by the governor, who shall serve as chair; the deputy chief of the office of access and opportunity or a designee; the executive director of the supplier diversity office or a designee; the secretary of veterans' services or a designee; the secretary of labor and workforce development or a designee; and 14 members appointed by the commissioner of the division of capital asset management and maintenance, 2 of whom shall be representatives of the city of Holyoke as recommended by the mayor of the city of Holyoke, 2 of whom shall be representatives of the union trades working on the project as recommended by the Massachusetts Building Trades Council, 2 of whom shall be representatives of contractors as recommended by an established trade organization in the commonwealth, 2 of whom shall be representatives of minority business enterprises and women business enterprises with a demonstrated track record

of advancing diversity, equity and inclusion, 2 of whom shall be representatives of an advocacy organization focused on diversity and equity with a demonstrated track record of advancing diversity, equity and inclusion, 2 of whom shall be representatives of organizations that promote the advancement and equity of women as recommended by the Massachusetts commission on the status of women and 2 of whom shall be representatives of organizations that promote the wellbeing of veterans as recommended by the Disabled American Veterans of Massachusetts. Notwithstanding any requirement that certain committee members shall not be named until contracts for the project are signed, the committee shall hold its first meeting not later than 90 days after the passage of this act and shall continue to meet as a full committee until such time as said members are appointed. The division of capital asset management and maintenance shall provide administrative support to the committee as appropriate.

(c) The division of capital asset management and maintenance, in consultation with the executive office of labor and workforce development, shall conduct pre-apprentice recruitment and other pipeline programming, with a goal of reaching underserved communities, to facilitate compliance with goals for minority and women workers and to promote veteran employment on the project. The division may contract with entities or organizations to facilitate such recruitment and pipeline programming.

(d) The division of capital asset management and maintenance, in consultation with the access, inclusion and diversity committee, shall set participation goals for minority business enterprises, veteran business enterprises and women business enterprises, as those terms are defined in section 58 of chapter 7 of the General Laws, contracting on the project. The division, in consultation with the access, inclusion and diversity committee and the Massachusetts Growth Capital Corporation, shall: (i) conduct outreach and recruitment, prior to the issuance of invitations for bids and requests for proposals of bids, to facilitate the certification and participation of minority business enterprises, veteran business enterprises and women business enterprises based in the commonwealth; (ii) make available technical assistance grants to be used by socially and economically disadvantaged businesses, which may include, but shall not be limited to, minority business enterprises, veteran business enterprises and women business enterprises to facilitate participation in the bid process; (iii) consider programs and incentives for contractors that meet or exceed goals, including, but not limited to, a ‘quick-pay’ program to expedite payment and working capital and offerings from the Massachusetts Growth Capital Corporation. Prior to issuing invitations for bids and requests for proposals and again after bids are awarded, the division shall file a comprehensive report that outlines the steps taken by the division to recruit and certify minority business enterprises, veteran business enterprises and women business enterprises and the progress in meeting contractor and business enterprise goals with the clerks of the house of representatives and senate and with the access, inclusion and diversity committee.

(e) There shall be no precondition to the award of a contract that a bidder has previously entered into a collective bargaining agreement with a labor organization; provided, however, that the bidder shall be willing to execute and comply with the project labor agreement for the project if it is awarded a contract for the designated project.

(f) Any bidder that has a demonstrated record of failure to achieve a workforce or subcontracting diversity goal on a project for the commonwealth shall not be a suitable bidder to receive an award of a contract on the project described in this act.”.

Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Mr. Honan of Boston, for said committee, reported that the matter be scheduled for consideration by the House.

Under suspension of Rule 7A, on motion of Mr. Michlewitz of Boston, the question on passing said section, notwithstanding the said objections was considered forthwith.

After remarks on the question on passing said section, notwithstanding the said objections of His Excellency the Governor, the sense of the House was determined by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 130 members voted in the affirmative and 30 in the negative.

[See [Yea and Nay No. 52](#) in Supplement.]

Therefore section 5 was passed, notwithstanding the objections of the Governor (more than two-thirds of members present and voting having voted in the affirmative). Sent to the Senate for its action.

Project labor agreements section 5 stands,—
yea and nay
No. 52.

Recess.

At six minutes before two o'clock P.M., on motion of Ms. Cronin of Easton (Ms. Hogan of Stow being in the Chair), the House recessed subject to the call of the Chair; and at twelve minutes after two o'clock, the House was called to order with Ms. Hogan in the Chair.

Recess.

Orders.

An Order (filed by Representatives Mariano of Quincy and Williams of Springfield) relative to an investigation and study of diversity and inclusion in the construction industry (House, No. 3924), was referred, under Joint Rule 29, to the committees on Rules of two branches, acting concurrently.

Mr. Galvin of Canton, for said committees, then reported recommending that the order ought to be adopted.

Under suspension of the rules, on motion of Mr. Williams, the order was considered forthwith; and after remarks it was adopted. Sent to the Senate for concurrence.

Racial Equity, Civil Rights, and Inclusion committee,—
study.

On motion of Mr. Mariano of Quincy,—

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

Next sitting.

At twelve minutes after two o'clock P.M., on motion of Mr. Hill of Ipswich (Ms. Hogan of Stow) being in the Chair), the House adjourned, to meet the following day at eleven o'clock A.M., in an Informal Session.

The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



THURSDAY, JULY 1, 2021.

[63]

JOURNAL OF THE HOUSE.

Thursday, July 1, 2021.

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, guests and employees joined with him in reciting the pledge of allegiance to the flag.

Pledge of allegiance.

Paper from the Senate.

A Bill making appropriations for fiscal year 2021 to provide for supplementing certain existing appropriations and for certain other activities and projects (House, No. 3871), came from the Senate passed to be engrossed, in concurrence, with an amendment striking out all after the enacting clause and inserting in place thereof the text contained in Senate document numbered 2485.

Supplemental appropriations.

Under suspension of Rule 35, on motion of Mr. Michlewitz of Boston, the amendment was considered forthwith. The House then non-concurred with the Senate in its amendment; and, on further motion of the same member, asked for a committee of conference on the disagreeing votes of the two branches. Representatives Michlewitz, Ferrante of Gloucester and Smola of Warren were appointed the committee on the part of the House. Sent to the Senate to be joined.

Committee of conference.

Subsequently notice was received from the Senate that said branch had insisted on its amendment, concurred with the House in the appointment of a committee of conference; and that Senators Rodrigues, Friedman and O'Connor had been joined as the committee on the part of the Senate.

Id.

Orders of the Day.

The House Bill providing for alternate members of the conservation commission of the town of Freetown (House, No. 2156), 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.

Order.

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

Next sitting.

At five minutes after eleven o'clock A.M., on motion of Mr. Hill of Ipswich (Mr. Donato of Medford being in the Chair), the House adjourned, to meet the following Tuesday at eleven o'clock A.M., in an Informal Session.

The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



TUESDAY, JULY 6, 2021.

[64]

JOURNAL OF THE HOUSE.

Tuesday, July 6, 2021.

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.

Resolutions.

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

Resolutions (filed by Speaker Mariano of Quincy) congratulating Aidan Duffy on receiving the Eagle Award of the Boy Scouts of America;

Aidan
Duffy.

Resolutions (filed by Speaker Mariano of Quincy) congratulating James Follett on receiving the Eagle Award of the Boy Scouts of America;

James
Follett.

Resolutions (filed by Speaker Mariano of Quincy) congratulating Daniel Kowalski on receiving the Eagle Award of the Boy Scouts of America;

Daniel
Kowalski.

Resolutions (filed by Speaker Mariano of Quincy) congratulating Matthew Lund on receiving the Eagle Award of the Boy Scouts of America;

Matthew
Lund.

Resolutions (filed by Speaker Mariano of Quincy) congratulating Ryan Nardo on receiving the Eagle Award of the Boy Scouts of America;

Ryan
Nardo.

Resolutions (filed by Speaker Mariano of Quincy) congratulating Cameron Tait on receiving the Eagle Award of the Boy Scouts of America;

Cameron
Tait.

Resolutions (filed by Representatives Roy of Franklin and Murray of Milford) congratulating Joseph Nunzio Luca on receiving the Eagle Award of the Boy Scouts of America;

Joseph
Luca.

Resolutions (filed by Mr. Scanlon of North Attleborough) recognizing the family of Gary "The Bull" DiNardo for their great dedication and generosity to the town of North Attleborough; and

Family of
Gary DiNardo.

Resolutions (filed by Mr. Walsh of Peabody) congratulating Brendan Smith on receiving the Eagle Award of the Boy Scouts of America;

Brendan
Smith.

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 Ms. Garlick of Needham, 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 Asian American Commission (see Section 68 of Chapter 3 of the General Laws) submitting an annual report for the calendar year 2020;

Asian
Americans.

From the Commission on Lesbian, Gay, Bisexual and Transgender Aging (see Section 71 of Chapter 3 of the General Laws) submitting a report on commission activities for 2019 and 2020;	LGBT,— activities.
From the Executive Office of Elder Affairs (see Section 16AA of Chapter 6A of the General Laws) submitting the annual report of the Alzheimer’s Advisory Council;	Alzheimer’s Council.
From the Executive Office of Elder Affairs (see Section 16AA of Chapter 6A of the General Laws) submitting the Massachusetts State Plan on Alzheimer’s Disease and Related Dementias;	Alzheimer’s State Plan.
From the Department of Public Health (see Section 16Z of Chapter 6A of the General Laws) submitting recommendations from the Massachusetts Task Force on Pulmonary Hypertension;	Pulmonary Hypertension.
From the Department of Energy Resources (see Section 10(f) of Chapter 25A of the General Laws) submitting the Division of Green Communities 2020 annual report;	Green Communities.
From the Department of Revenue (see Section 169 of Chapter 47 of the Acts of 2017) submitting a report on the Commissioner of Revenue’s Use of Additional Reporting Requirements;	Revenue,— reporting requirements.
From the Department of Public Health (see Chapter 41 of the Acts of 2019) submitting a report on the Massachusetts Perinatal Mental Health Data Analysis Plan;	Perinatal mental health.
From the Department of Health and Human Services (see item 1599-6903 of Chapter 227 of the Acts of 2020) submitting a report on provider data on payroll, median salary and compensation and average employee vacancy rates for fiscal years 2019, 2020 and 2021;	Provider data information.
From the Department of Children and Families (see item 4800-0015 of Chapter 227 of the Acts of 2020) submitting a Legislative Report on Fair Hearings in the Department of Children and Families; and	DCF,— fair hearings.
From the Executive Office of the Trial Court (see Section 2 of Chapter 257 of the Acts of 2020) submitting the monthly report the number of actions for summary process entered and filed with each court having jurisdiction over an action for summary process for the month of February, 2021;	Trial Court,— jurisdiction.
From the Executive Office of the Trial Court (see Section 2 of Chapter 257 of the Acts of 2020) submitting the monthly report the number of actions for summary process entered and filed with each court having jurisdiction over an action for summary process for the month of March, 2021;	Id.
From the Executive Office of the Trial Court (see Section 2 of Chapter 257 of the Acts of 2020) submitting the monthly report the number of actions for summary process entered and filed with each court having jurisdiction over an action for summary process for the month of April, 2021; and	Id.
From the Executive Office of the Trial Court (see Section 2 of Chapter 257 of the Acts of 2020) submitting the monthly report the number of actions for summary process entered and filed with each court having jurisdiction over an action for summary process for the month of May, 2021; and	Id.
From the Department of Children and Families (see Chapter 289 of the Acts of 2020) submitting a report on School Attendance for Children/Youth in DCF Custody: School Year 2020-21, Marking Period 1;	DCF,— school attendance.
Severally were placed on file.	

Special Report.

A report of the committee on Rules (under the provisions of House order No. 60) of its investigation and study of the existing House standing and emergency rules to ensure efficiency and transparency in the legislative process and in the administration of the House of Representatives (received by the Clerk on July 1, 2021) (for report, see House, No. 3928), was placed on file.

House Rules,—
standing and
emergency.

Papers from the Senate.

A message from His Excellency the Governor (pursuant to the provisions of Article II, Section 8, Paragraph 1, Clause (2) of the Amendments to the Constitution, as appearing in Article LXXXIX of said Amendments) recommending legislation to validate the annual town meeting held in the town of Nahant (Senate, No. 2487), was referred, in concurrence, to the committee on Election Laws.

Nahant,—
town meeting.

A Bill establishing the minimum years of service required to be promoted to fire lieutenant in the fire department of the town of Fairhaven (Senate, No. 1747) (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.

Fairhaven,—
fire lieutenant.

Recess.

At four minutes after eleven o'clock A.M., on motion of Mr. Hill of Ipswich (Mr. Donato of Medford being in the Chair), the House recessed subject to the call of the Chair; and at eighteen minutes after one o'clock P.M. the House was called to order with Mr. Donato in the Chair.

Recess.

Reports of Committees.

Mr. Galvin of Canton, for the committee on Rules, reported (under the provisions of House Rules 7B and 7C), an Order relative to special procedures for consideration by the House of the proposed House rules for the 2021 – 2022 legislative session (House, No. 3930) [for order, see House, No. 3931]. The order was adopted.

House Rules,—
special
procedures.

By Mr. Galvin of Canton, for the committee on Rules, (under the provisions of House Rule 7C), an Order relative to extension of the Temporary Emergency House Rules (House, No. 3929).

Emergency
rules,—
extension.

Pending the question on adoption of the order, further consideration thereof was postponed, on further motion of the same member, until Wednesday, July 7 and specially assigned to the hour of one o'clock P.M.

By Mr. Galvin of Canton, for the committee on Rules, (under the provisions of House Rule 7C), an Order for the adoption of permanent House Rules for the 192nd General Court governing the 2021-2022 legislative sessions (House, No. 3930).

House
Rules.

Pending the question on adoption of the order, further consideration thereof was postponed, on further motion of the same member, until Wednesday, July 7 and specially assigned to the hour of one o'clock P.M.

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

The Senate Bill authorizing the city of Gloucester to appoint retired police officers as special police officers (Senate, No. 2479); and

Gloucester,—
special police.

House bills

Relative to the appointment of retired police officers as special police officers in the town of Arlington (House, No. 3754) [Local Approval Received];

Arlington,—
police.

Authorizing Justin Brown to take the civil service examination for the position of firefighter in the town of Arlington (House, No. 3755) [Local Approval Received];

Arlington,—
Justin Brown.

Exempting the positions of police chief and police captain in the city of Leominster from the civil service law (House, No. 3756) [Local Approval Received];

Leominster,—
civil service.

Relative to the fire department of the town of Lancaster (House, No. 3760) [Local Approval Received];

Lancaster,—
M. Bateman.

Relative to the deputy fire chief of the town of Lancaster (House, No. 3761) [Local Approval Received]; and

Lancaster,—
Kevin Lamb.

Authorizing special police officers in the town of Natick to serve until the age of 70 (House, No. 3762) [Local Approval Received];

Natick,—
special police.

Severally placed in the Orders of the Day for the next sitting for a second reading.

Order.

On motion of Mr. Mariano of Quincy,—

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

Next
sitting.

At twenty-one minutes after one o'clock P.M., on motion of Mr. Hill of Ipswich (Mr. Donato of Medford being in the Chair), the House adjourned, to meet the following day at eleven o'clock A.M.

The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



WEDNESDAY, JULY 7, 2021.

[65]*

JOURNAL OF THE HOUSE.

Wednesday, July 7, 2021.

Met according to adjournment at eleven o'clock A.M., under emergency rules, 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 Tribute.

During the session,— the Speaker being in the Chair, he declared a brief recess and at the request of Representatives Haddad of Somerset, Silvia of Fall River and Fiola of Fall River, the members and employees stood in a moment of silent tribute in respect to the memory of the Honorable Robert Correia, 82, of Fall River, who passed away unexpectedly on Friday, July 2nd. He was a Marine Corps Veteran, and educator and was elected in 1977 to the House of Representatives, in the 7th Bristol District, serving in several positions including Majority Whip. Upon his departure from the House, he was elected Mayor of Fall River in 2008.

Robert
Correia.

Petitions.

Petitions severally were presented and referred as follows:

By Mr. Murray of Milford, a petition (accompanied by bill, House, No. 3933) of Brian W. Murray (by vote of the town) that the town of Milford be authorized to grant an additional license for the sale of all alcoholic beverages not to be consumed on the premises in said town. To the committee on Consumer Protection and Professional Licensure.

Milford,—
liquor
license.

By Ms. Duffy of Holyoke, a petition (accompanied by bill, House, No. 3934) of Patricia A. Duffy (with the approval of the mayor and city council) relative to providing for the recall of elected officials in the city of Holyoke; and

Holyoke,—
elected
officials.

By Mr. Puppolo of Springfield, a petition (accompanied by bill, House, No. 3935) of Angelo J. Puppolo, Jr. (by vote of the town) that the town of Wilbraham be authorized to further regulate ballots in said town;

Wilbraham,—
ballots.

Severally to the committee on Election Laws.

By Mrs. Harrington of Groton, a petition (accompanied by bill, House, No. 3936) of Sheila C. Harrington (by vote of the town) that the town of Dunstable be authorized to use certain land in said town for roadway improvements. To the committee on Municipalities and Regional Government.

Dunstable,—
land.

Severally sent to the Senate for concurrence.

Petitions severally were presented and referred as follows:

By Mr. Fernandes of Falmouth, a petition (subject to Joint Rule 12) of Dylan A. Fernandes for legislation to further regulate Cape Cod's environment and water supply.

Cape Cod,—
environment.

By Representative Ferguson of Holden and Senator Gobi, a joint petition (subject to Joint Rule 12) of Kimberly N. Ferguson, Anne M. Gobi and others relative to municipal light plant emergency mutual aid.

Municipal
light plants,—
mutual aid.

By Representative Kelcourse of Amesbury and Senator DiZoglio, a joint petition (subject to Joint Rule 12) of James M. Kelcourse and Diana DiZoglio relative to funding for radiological monitoring near operating nuclear plants.

Nuclear plants,—
monitoring.

By Mr. Sena of Acton, a petition (subject to Joint Rule 12) of Danillo A. Sena relative to enhancing diversity in the awarding of liquor licenses.

Liquor
licenses.

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

Papers from the Senate.

A message from His Excellency the Governor recommending legislation relative to enhanced enforcement of swimming limitations (Senate, No. 2490), was referred, in concurrence, to the committee on Environment, Natural Resources and Agriculture.

Swimming,—
limitations.

A Bill regulating the terms of members of the zoning board of appeals in the city of Somerville (Senate, No. 1340) (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.

Somerville,—
zoning board
of appeals.

A petition (accompanied by bill, Senate, No. 2491) of Patrick M. O'Connor (by vote of the town) for legislation to amend the Town Administrator Special Act to change the name of the Hingham board of selectmen to the Hingham select board, was referred, in concurrence, to the committee on Municipalities and Regional Government.

Hingham,—
select board.

Report of a Committee.

By Mrs. Campbell of Methuen, for the committee on Advanced Information Technology, the Internet and Cybersecurity, asking to be discharged from further consideration of the petition (accompanied by bill, House, No. 127) of Kate Lipper-Garabedian, Jeffrey N. Roy and others relative to student and educator data privacy,— and recommending that the same be referred to the committee on Education. Under Rule 42, the report was considered forthwith; and it was accepted. Sent to the Senate for concurrence.

Education,—
data privacy.

Orders of the Day.

The Senate Bill authorizing the city of Gloucester to appoint retired police officers as special police officers (Senate, No. 2479); and

Second
reading
bills.

House bills

Relative to the appointment of retired police officers as special police officers in the town of Arlington (House, No. 3754);

Authorizing Justin Brown to take the civil service examination for the position of firefighter in the town of Arlington (House, No. 3755);

Exempting the positions of police chief and police captain in the city of Leominster from the civil service law (House, No. 3756);

Relative to the fire department of the town of Lancaster (House, No. 3760);

Relative to the deputy fire chief of the town of Lancaster (House, No. 3761); and

Authorizing special police officers in the town of Natick to serve until the age of 70 (House, No. 3762);

Severally were read a second time; and they were ordered to a third reading.

At four minutes after eleven o'clock A.M., on motion of Mr. Hill of Ipswich (Mr. Donato of Medford being in the Chair), the House recessed to one o'clock P.M.; and at twenty-seven minutes before two o'clock the House was called to order with Ms. Cronin of Easton in the Chair.

Recess.

As required under the provision of Emergency Rule 2(4), a roll call was taken for the purpose of ascertaining the presence of a quorum; and on the roll call 160 members were recorded as being in attendance.

Quorum,—
yea and nay
No. 53.

[See [Yea and Nay No. 53](#) in Supplement.]

Therefore a quorum was present.

The Order relative to the extension of Emergency House Rules (House, No. 3929), was considered.

Emergency
rules.

On the question on adoption of the order, the sense of the House was taken by yeas and nays at the request of Mr. Galvin of Canton; and on the roll call 130 members voted in the affirmative and 30 in the negative.

Order
adopted—
yea and nay
No. 54.

[See [Yea and Nay No. 54](#) in Supplement.]

Therefore the order was adopted.

The Order relative to the adoption of permanent House Rules for the 192nd General Court governing the 2021-2022 legislative sessions (House, No. 3930), was considered.

House
rules.

After debate on the question on adoption of the order, Representatives Kearney of Scituate, Parisella of Beverly and other members of the House moved to amend it in proposed Rule 48 by adding the following paragraph:

“Any Member serving on active reserve military duty may participate remotely in a formal session, subject to the requirements and limitations of federal law, including, but not limited to, United States Department of Defense Directive 1344.10. A Member serving on active reserve military duty who is participating remotely in a formal session shall have the same privileges, rights and responsibilities as if the Member were physically present in the House Chamber, including without limitation, the right, privilege and responsibility to cast votes on all questions or other matters brought to a vote and the ability to take the oath required pursuant to Part the Second, Chapter VI, Article I of the Constitution of the Commonwealth.”

After remarks on the question on adoption of the amendment, the sense of the House was taken by yeas and nays at the request of Mr. Parisella; and on the roll call 160 members voted in the affirmative and 0 in the negative.

Amendment
adopted,—
yea and nay
No. 55.

[See [Yea and Nay No. 55](#) in Supplement.]

Therefore the amendment was adopted.

Representatives Gouveia of Acton, Uytterhoeven of Somerville and Connolly of Cambridge then moved to amend the order by inserting after proposed Rule 7 the following rule:

“7E. No member shall hold, for more than 8 consecutive years, the office of Speaker of the House. For the purposes of this rule, the counting of consecutive years shall commence on January 6, 2021.”.

After debate on the question on adoption of the amendment, the sense of the House was taken by yeas and nays at the request of Ms. Gouveia; and on the roll call 35 members voted in the affirmative and 125 in the negative.

[See [Yea and Nay No. 56](#) in Supplement.]

Therefore the amendment was rejected.

Representative Jones of North Reading and other members of the House then moved to amend the order in proposed Rule 1 by adding the following two sentences: “If the House has not begun proceedings within 30 minutes of the hour to which the House stands adjourned, the Speaker shall forthwith, and without debate, adjourn or recess the House to a time not earlier than ten o’clock A.M. on the next succeeding calendar day. For the purposes of this rule, proceedings shall mean voting and debate.”. The amendment was rejected.

The same members then moved to amend the order in proposed Rule 17, in line 400, by striking out the words “, insofar as practicable”, and in line 401, by inserting after the word “Representatives” the following: “unless the chair of the committee submits to the Clerk a written description of the emergency, as defined by rule 17A, that necessitates such a scheduling and the Clerk makes said description available to the members.”.

After remarks on the question on adoption of the amendments, the sense of the House was taken by yeas and nays at the request of Mr. Jones of North Reading; and on the roll call 30 members voted in the affirmative and 129 in the negative.

[See [Yea and Nay No. 57](#) in Supplement.]

Therefore the amendments were rejected.

Representative Jones and other members of the House then moved to amend the order in proposed Rule 16, in lines 248, 249 and 250, by striking out the following sentence: “The committee shall consist of eleven members, seven of whom shall be appointed by the Speaker, four of whom shall be appointed by the Minority Leader.” and inserting in place thereof the following sentence: “The committee shall consist of 8 members, 4 of whom shall be appointed by the Speaker, 4 of whom shall be appointed by the Minority Leader.”; and the amendment was rejected.

Representative Jones of North Reading and other members of the House then moved to amend the order by inserting at the end of proposed Rule 17 the following paragraph:

“(i) A list of matters and copies of all bills that are to be voted on at an executive session shall be made available to the members of each committee electronically no less 2 hours prior to their consideration. If the committee uses an electronic poll, the poll must stay open for at least 2 hours or until such time all committee members have voted.”.

After remarks on the question on adoption of the amendment, the sense of the House was taken by yeas and nays at the request of Mr. Smola of Warren; and on the roll call 35 members voted in the affirmative and 124 in the negative.

[See [Yea and Nay No. 58](#) in Supplement.]

Therefore the amendment was rejected.

The same members then moved to amend the order in the second paragraph of Rule 33A by adding the following four sentences: “All amendments submitted to the

Amendment rejected,—
yea and nay
No. 56.

Amendments rejected,—
yea and nay
No. 57.

Amendment rejected,—
yea and nay
No. 58.

Clerk after a formal session is called to order shall be made available by electronic means to all members of the House and the public; and provided further a duplicate copy of each such amendment shall be distributed to each member's seat in the chamber. No technical or perfecting amendment shall be considered by the House until the expiration of at least 30 minutes after the amendment shall have been filed with the Clerk and distributed to the members. The House may consider an amendment that has not been so available for at least 30 minutes only upon a roll call vote of two-thirds of House members present and voting. This rule shall not be suspended unless by unanimous consent of the members present.”.

The amendment was rejected.

Representative Jones and other members of the House then moved to amend the order in proposed Rule 12, in line 183, by striking out the word “formal”; in lines 198 through 203, inclusive, by striking out the two sentences contained in those lines and inserting in place thereof the following two sentences: “Whenever the Clerk prepares a Calendar or advance Calendar under this rule, the Clerk shall also cause a true copy thereof, to be posted on the Legislative Web Page that is generally available to all members and their staff. Reasonably promptly thereafter, but at least one half hour prior to the start of the session, the Clerk shall cause the members and their staff to be notified of the same by way of electronic mail. Not less than 15 minutes prior to the convening of each session, the Clerk shall also make available by electronic mail transmission to all members of the House and legislative staff a list of all miscellaneous papers to be considered during the session including, but not limited to, reports of committees, engrossed bills, messages from the Governor and papers from the Senate, provided that the Clerk is in receipt of such papers.”.

After remarks on the question on adoption of the amendments, the sense of the House was taken by yeas and nays at the request of Mr. Jones; and on the roll call 33 members voted in the affirmative and 126 in the negative.

[See [Yea and Nay No. 59](#) in Supplement.]

Therefore the amendments were rejected.

The Speaker having taken the Chair,—

Representatives Jones of North Reading and other members of the House then moved to amend the order in proposed Rule 33E, in line 967, by striking out the following: “30 minutes” and inserting in place thereof the following: “1 hour”.

On the question on adoption of the amendment, the sense of the House was taken by yeas and nays at the request of Mr. Jones; and on the roll call 32 members voted in the affirmative and 127 in the negative.

[See [Yea and Nay No. 60](#) in Supplement.]

Therefore the amendment was rejected.

The same members then moved to amend the order by inserting after proposed Rule 20B the following rule:

“20C. The House shall consider a Resolution no later than March 31 in each year, defining the minimum financial contribution the Commonwealth will make to cities and towns for chapter 70 aid, so called, and unrestricted general government aid for the following fiscal year.”.

The amendment is rejected.

Representative Jones and other members of the House then moved to amend the order in proposed Rule 16 by adding the following sentence: “At the end of each biennial legislative session, the committee shall file a report with the Clerk disclosing the number of complaints received, the number of complaints determined to have merit, the number of complaints determined to be without merit, and the dates of all committee meetings held during the session; provided, that the committee's report

Amendments
rejected,—
yea and nay
No. 59.

Amendment
rejected,—
yea and nay
No. 60.

shall not contain any information sufficient to identify the source of or person named in any complaint received by the committee or any other confidential or personal identifying information.”; and the amendment was rejected.

Representatives Jones of North Reading and other members of the House then moved to amend the order in proposed Rule 17B, in lines 505 to 509, inclusive, by striking out the sentence contained in those lines and inserting in place thereof the following sentence:

“All votes by the committee to give any legislation a favorable or adverse report, whether by recorded vote at an executive session or by an electronic poll of the committee, shall be kept in the offices of the committee and shall be posted on the website of the General Court as soon as practicable but no later than 48 hours of the vote being taken.”.

After debate on the question on adoption of the amendment, the sense of the House was taken by yeas and nays at the request of Mr. Jones; and on the roll call 38 members voted in the affirmative and 121 in the negative.

[See [Yea and Nay No. 61](#) in Supplement.]

Therefore the amendment was rejected.

Subsequently a statement of Mr. Scanlon of North Attleborough was spread upon the records of the House as follows:

MR. SPEAKER: I would like to call to the attention of the House the fact that on the previous roll call, it was my intention to vote in the affirmative. However, I now find that, due to a miscommunication, I was recorded in the negative.

Representative Uytterhoeven of Somerville and other members of the House then moved to amend the order in proposed Rule 17B, in lines 506, 507 and 508, by striking out the words “the aggregate tally of members voting in the affirmative, members voting in the negative, members not voting or members reserving their rights on an individual bill shall”; and by inserting after line 509 the following paragraph:

“All votes by the committee to give any legislation a favorable report, adverse report, or study order, whether by recorded vote at an executive session or by an electronic poll of the committee, shall be recorded on appropriate forms that show the names of all members voting in the affirmative, members voting in the negative, members not voting, and members reserving their rights, shall be kept in the offices of the committee, and shall be posted on the website of the General Court as soon as practicable; provided that votes may also be recorded in LAWS.”.

After debate on the question on adoption of the amendments, the sense of the House was taken by yeas and nays at the request of Ms. Uytterhoeven; and on the roll call 41 members voted in the affirmative and 117 in the negative.

[See [Yea and Nay No. 62](#) in Supplement.]

Therefore the amendments were rejected.

Subsequently a statement of Ms. Tyler of Boston was spread upon the records of the House as follows:

MR. SPEAKER: I would like to call to the attention of the House the fact that on the previous roll call, my intention was to vote “yes” in favor of the amendment relative to transparency regarding votes that my colleagues and I take in committee.

Unfortunately, technology had other plans, and I was recorded as a non-vote during the virtual roll call session.

Representatives Markey of Dartmouth, Jones of North Reading and Ciccolo of Lexington then moved to amend the order by striking out proposed Rule 33A and inserting in place thereof the following rule:

Amendment
rejected,—
yea and nay
No. 61.

Statement of
Mr. Scanlon
of North
Attleborough.

Amendments
rejected,—
yea and nay
No. 62.

Statement of
Ms. Tyler
of Boston.

“33A. Copies of all bills shall be available, in a format to be determined by the Speaker in consultation with the Clerk, to all members of the House and the public at least 48 hours in advance of consideration by the House; provided further that, to the extent practicable, a summary of any bill containing meaningful policy changes to be considered by the House in a formal session shall be made available by the chair of the committee reporting the bill, to all members of the House prior to the commencement of roll calls for the formal session in which the bill will be considered, such 48 hours can be waived by a roll call of two thirds of the House;

All amendments offered by members to any legislative matter in the House shall be submitted in a format to be determined by the Speaker in consultation with the Clerk; and shall be considered chronologically as submitted to the Clerk, except for an amendment in the second degree; provided that all of said amendments shall be drafted in proper form acceptable to the clerk; and provided further that there shall be available to the members a duplicate copy of each amendment.”.

After debate on the question on adoption of the amendment, the sense of the House was taken by yeas and nays at the request of Mr. Markey; and on the roll call 39 members voted in the affirmative and 119 in the negative.

[See [Yea and Nay No. 63](#) in Supplement.]

Therefore the amendment was rejected.

Representative Uyterhoeven of Somerville and other members of the House then moved to amend the order in proposed Rule 33A, in lines 948 to 954, inclusive, by striking out the paragraph contained in those lines and inserting in place thereof the following paragraph:

“33A. Copies of all bills shall be available, in a format to be determined by the Speaker in consultation with the Clerk, to all members of the House and the public at least 72 hours in advance of consideration by the House; provided further that, to the extent practicable, a summary of any bill containing meaningful policy changes to be considered by the House in a formal session shall be made available by the chair of the committee reporting the bill, to all members of the House prior to the commencement of roll calls for the formal session in which the bill will be considered. The House may consider a bill that has not been so available for at least 72 hours only upon a roll call vote of two-thirds of House members present and voting. This rule shall not be suspended unless by unanimous consent of the members present.”.

Ms. Peake of Provincetown thereupon raised a point of order that the amendment offered by the gentelady from Somerville is improperly before the House for the reason that the House has already refused to expand to 48 hours the time for the availability of bills.

The Speaker ruled that the point of order was well taken; and the amendment was laid aside accordingly

Representatives Jones of North Reading and other members of the House then moved to amend the order in proposed Rule 101, in line 2356, by striking out the following: “=”; and in line 2358, by striking out the word “subsequently” and inserting in place thereof the word “subsequent”; and the amendments were adopted.

Mr. Galvin of Canton then moved to amend the order in proposed Rule 2, in line 30, by striking out the following: “dignitaries.The” and inserting in place thereof the words “dignitaries. The”;

In proposed Rule 13A, in line 209, by inserting after the word “all” the words “dockets and”;

In proposed Rule 17B, in line 505, by striking out the word “provided” and inserting in place thereof the word “provided,”; in line 506 by inserting after the word “shall”, the second time it appears, the word “include”; in line 507 by striking out the

Amendment
rejected,—
yea and nay
No. 63.

Point
of order.

words “members voting in the negative,”; and in line 508, by striking out the words “rights on an individual bill” and inserting in place thereof the words “rights, and the names of members voting in the negative on an individual bill, and”;

In proposed Rule 17C, in line 518 to 521, inclusive, by striking out the paragraph contained in those lines and inserting in place thereof the following sentence: “Said committee shall discharge its duties pursuant to the Rules, including Rule 16B and Rules 88 through 100, and shall also be responsible for the allocation of office space as equitably as possible among the various members and joint and standing committees.”;

In proposed Rule 23A, in line 757, by striking out the word “chairmen” and inserting in place thereof the word “chairs”;

In proposed Rule 24, in line 764, by striking out the following: “Pursuant to Rule 16” and inserting in place thereof the following: “pursuant to rule 16,”;

In proposed Rule 28A, in line 896, by striking out the word “Committee” and inserting in place thereof the word “committee”;

In proposed Rule 33A, in line 954, by striking out, the following: “,”;

In proposed Rule 48 (as amended) by striking out the last paragraph (inserted by amendment);

In proposed Rule 49 by adding the following four paragraphs:

“A Member serving on active reserve military duty may participate remotely in a formal session, subject to the requirements and limitations of federal law and regulation, including, but not limited to, United States Department of Defense Directive 1344.10. A Member serving on active reserve military shall notify the Clerk of such service as soon as practicable.

A Member diagnosed with a serious medical condition may, upon submission of a request for an accommodation to participate remotely to Counsel appointed pursuant to Rule 13B, accompanied by documentation from said Member’s medical provider that an accommodation is necessary, may participate remotely in a formal session. Upon receipt and approval of a request for accommodation to participate remotely Counsel shall notify the Clerk that the Member filing the request has been authorized to participate remotely. Other than the notification provided to the Clerk, Counsel shall maintain any request for accommodation pursuant to this rule as confidential.

A Member authorized to participate remotely in a formal session pursuant to this Rule shall have the same privileges, rights and responsibilities as if the Member were physically present in the House Chamber, including without limitation, the right, privilege and responsibility to cast votes on all questions or other matters brought to a vote and the ability to take the oath required pursuant to Part the Second, Chapter VI, Article I of the Constitution of the Commonwealth.

The Journal of the House for any formal session of the House where a Member is participating remotely in a formal session pursuant to this Rule shall not specify which Members participated remotely.”; and

In proposed Rule 92, in line 1777, by striking out the following: “organizationsto” and inserting in place thereof the words “organizations to”.

The amendments were adopted.

On the question on adoption of the order, as amended, the sense of the House was taken by yeas and nays at the request of Ms. Hogan of Stow; and on the roll call 129 members voted in the affirmative and 29 in the negative.

[See [Yea and Nay No. 64](#) in Supplement.]

Therefore the order (House, No. 3932, published as amended) was adopted.

Order
adopted—
yea and nay
No. 64.

Order.

On motion of Mr. Cusack of Braintree,—

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

Next
sitting.

Representatives Haddad of Somerset, Silvia of Fall River and Fiola of Fall River moved that when the House adjourns today, it do so in respect to the memory of Robert Correia, a member of the House from Fall River from 1977 to 2008, inclusive; and the motion prevailed.

Accordingly, at twenty-one minutes before seven o'clock P.M., on motion of Mr. Hill of Ipswich (the Speaker being in the Chair), the House adjourned, to meet the following day at eleven o'clock A.M., in an Informal Session.

The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



THURSDAY, JULY 8, 2021.

[66]

JOURNAL OF THE HOUSE.

Thursday, July 8, 2021.

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.

Resolutions.

Resolutions (filed with the Clerk by Ms. Sullivan of Abington) congratulating Chief Timothy J. Grenno on the occasion of his retirement, were referred, under Rule 85, to the committee on Rules.

Timothy
Grenno.

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

Petitions.

Petitions severally were presented and referred as follows:

By Representatives Cutler of Pembroke and LaNatra of Kingston, a petition (accompanied by bill, House, No. 3937) of Josh S. Cutler, Kathleen R. LaNatra and Patrick M. O'Connor (by vote of the town) relative to changing the name of the board of selectmen to select board in the town of Duxbury. To the committee on Municipalities and Regional Government.

Duxbury,—
select board.

By Mr. Connolly of Cambridge, a petition (accompanied by bill, House, No. 3938) of Mike Connolly and others (with the approval of the mayor and the board of aldermen) that the city of Somerville be authorized to impose a real estate transfer fee on certain real estate transactions in said city. To the committee on Revenue.

Somerville,—
transfer fee.

Severally sent to the Senate for concurrence.

Mr. Finn of West Springfield presented a petition (subject to Joint Rule 12) of Michael J. Finn for legislation to establish a sick leave bank for Tara Blodgett, an employee of the Department of Developmental Services; and the same was referred, under Rule 24, to the committee on Rules.

Tara Blodgett,—
sick leave.

Reports of Committees.

Mr. Michlewitz of Boston, for the committee of conference on the disagreeing votes of the two branches, with reference to the Senate amendment (striking out all after the enacting clause and inserting in place thereof the text contained in Senate document numbered 2465) of the House Bill making appropriations for the fiscal year

General
Appropriation
Bill.

2022 for the maintenance of the departments, boards, commissions, institutions and certain activities of the Commonwealth, for interest, sinking fund and serial bond requirements and for certain permanent improvements (House, No. 4001), reported, in part, a bill with the same title (House, No. 4002) [Total Appropriation: \$50,061,800,000.00]. Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Mr. Honan of Boston, for said committee, then reported that the matter be scheduled for consideration by the House; and, under said rule, it was placed in the Orders of the Day for the next sitting, the question being on acceptance.

By Mr. Galvin of Canton, for the committee on Rules, that Joint Rule 7A be suspended on the petition of Angelo L. D’Emilia (with the approval of the county commissioners) that the Bristol County Retirement Board be authorized to grant creditable service to Christopher J. Gallagher. Under suspension of the rules, on motion of Ms. Khan of Newton, the report was considered forthwith. Joint Rule 7A was suspended; and the petition (accompanied by bill) was referred to the committee on the Public Service. Sent to the Senate for concurrence.

Bristol
County,—
Christopher
Gallagher.

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 Danillo A. Sena relative to enhancing diversity in the awarding of liquor licenses. To the committee on Consumer Protection and Professional Licensure.

Liquor
licenses.

Petition (accompanied by bill) of Mike Connolly (with the approval of the city council) that the city of Cambridge be authorized to provide police, fire, emergency and other municipal services to certain properties in the city of Boston and the city of Somerville. To the committee on Municipalities and Regional Government.

Cambridge,—
municipal
services.

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

Orders of the Day.

House bills

Relative to the select board of the town of Clinton (House, No. 2183);

Relative to the Ware selectboard (House, No. 2205);

Authorizing the town of Clinton to continue the employment of police chief Mark R. Laverdure (House, No. 2704); and

Allowing the town of Wakefield to employ retired police officers as special police officers (House, No. 2714);

Severally reported by the committee on Bills in the Third Reading to be correctly drawn, were read a third time; and they were passed to be engrossed. Severally sent to the Senate for concurrence.

Third
reading
bills.

Recess.

At a four minutes after eleven o’clock A.M., on motion of Mr. Wong of Saugus (Mr. Donato of Medford being in the Chair), the House recessed subject to the call of

Recess.

the Chair; and at twenty-one minutes before two o'clock P.M. the House was called to order with Mr. Donato in the Chair.

Order.

On motion of Mr. Mariano of Quincy,—

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

Next
sitting.

At twenty-one minutes before two o'clock P.M., on motion of Mr. Wong of Saugus (Mr. Donato of Medford being in the Chair), the House adjourned, to meet the following day at one o'clock P.M.

The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



MONDAY, JULY 12, 2021.

[68]

JOURNAL OF THE HOUSE.

Monday, July 12, 2021.

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.

Resolutions.

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

Resolutions (filed by Mr. Jones of North Reading) congratulating Jared Alphen on his elevation to the rank of Eagle Scout;

Jared
Alphen.

Resolutions (filed by Mr. Jones of North Reading) congratulating Jacob MacPherson on his elevation to the rank of Eagle Scout;

Jacob
MacPherson.

Resolutions (filed by Mr. Jones of North Reading) congratulating Michael Madden on his elevation to the rank of Eagle Scout;

Michael
Madden.

Resolutions (filed by Mr. Jones of North Reading) congratulating Daniel Miller on his elevation to the rank of Eagle Scout;

Daniel
Miller.

Resolutions (filed by Mr. Jones of North Reading) congratulating Cole Trainor on his elevation to the rank of Eagle Scout; and

Cole
Trainor.

Resolutions (filed by Mr. Jones of North Reading) congratulating Paul Wehle on his elevation to the rank of Eagle Scout;

Paul
Wehle.

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

Paper from the Senate.

A Bill financing improvements to municipal roads and bridges (House, No. 3903, amended), came from the Senate passed to be engrossed, in concurrence, with an amendment striking out all after the enacting clause and inserting in place thereof the text contained in Senate document numbered 2486. The amendment was referred, under Rule 35, to the committee on Bills in the Third Reading.

Municipal
roads and
bridges.

Reports of Committees.

By Mr. Gordon of Bedford, for the committee on Public Service, on a petition, a Bill retirement of officer Sean Murphy [sic] (House, No. 3764) [Local Approval Received].

Weymouth,—
Sean Murphy.

By the same member, for the same committee, on a joint petition, a Bill authorizing the town of Deerfield to continue the employment of police department members Robert Warger, Joseph Mieczkowski, and Raymond Burniske (House, No. 3799) [Local Approval Received].

Deerfield,—
police.

By the same member, for the same committee, on a joint petition, a Bill exempting certain positions of the police department in the town of Lancaster from the civil service law (House, No. 3810) [Local Approval Received].

Lancaster,—
police.

By Mr. Straus of Mattapoissett, for the committee on Transportation, on a petition, a Bill designating a certain bridge in the town of Auburn the Robert Conroy memorial bridge (House, No. 3459).

Auburn,—
Conroy
bridge.

By the same member, for the same committee, on Senate, No. 2374 and House, No. 3469, a Bill designating a certain bridge in the town of Needham the private first class David “Damon” Borrelli memorial bridge (House, No. 3469).

Needham,—
Borrelli
bridge.

By the same member, for the same committee, on a petition, a Bill designating a certain bridge in the towns of Middleborough and Carver as the Medal of Honor bridge (House, No. 3476).

Carver and
Middleborough,—
bridge.

By the same member, for the same committee, on House, No. 3479, a Bill designating a certain bridge in the town of Wilmington as the Trooper Thomas W. Devlin memorial bridge (House, No. 3942).

Wilmington,—
Devlin
bridge.

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

Order.

On motion of Mr. Mariano of Quincy,—

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

Next
sitting.

At four minutes after eleven o'clock A.M., on motion of Mr. Hill of Ipswich (Mr. Donato of Medford being in the Chair), the House adjourned, to meet the following Wednesday at eleven o'clock A.M., in an Informal Session.

The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



FRIDAY, JULY 9, 2021.

[67]*

JOURNAL OF THE HOUSE.

Friday, July 9, 2021.

Met according to adjournment at one o'clock P.M., under emergency rules, 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.

During the session, the Speaker declared a brief recess, and at the request of Representatives Nguyen of Andover and Moran of Lawrence, the members and employees stood in a moment of silent tribute to the memory of Lt. James (Jimmy) A. Cuticchia, who passed away peacefully on July 4 surrounded with family at his side following a long and valiant battle with occupational cancer.

James
Cuticchia.

Born in Shirley, he was the son of the late Mary (Krikorian) Cuticchia and Anthony Cuticchia. "Jimmy" resided in Andover all his life. A graduate of Northern Essex Community College, Jimmy pursued his career in the fire services as a dispatcher in 1980 for the Andover Fire Department. He was appointed to the fire department in 1984 and was promoted to lieutenant in 1993.

Jimmy was committed to helping others and to be an integral part of the decisions which made people's lives better. He was on the Andover Housing Authority, the Democratic town committee, Andover Federal Credit Union, and the Andover retirement board. Jimmy also served as President of Local 1658.

As Vice President of district 4 for the Professional Firefighters of Massachusetts, Jimmy worked tirelessly to ensure that the safety and benefits of his "brothers" were passed through the legislative processes both in the Senate and House of Representatives. Jimmy was also a member of the Critical Incident Stress Management team and responded to 911 and the Worcester Fire tragedy.

It was there that he met his wife of 18 years. Jimmy was respected by the fire service and his peers for his tenacity, and at times, boldness, to always do the right thing. Jimmy leaves his wife Mary, along with his undying love and pride for his stepchildren which he called his own and his grandchildren who he adored.

Petitions.

Petitions severally were presented and referred as follows:

By Ms. Decker of Cambridge, a petition (accompanied by bill, House, No. 3939) of Marjorie C. Decker (with the approval of the city council) that the city of Cambridge be authorized to include a certain ballot question on the November 2, 2021 municipal ballot; and

Cambridge,—
ballot.

By Ms. Howard of Lowell, a petition (accompanied by bill, House, No. 3940) of Vanna Howard (with the approval of the city council) that the city of Lowell be authorized to fill vacancies in certain elective bodies in said city;

Lowell,—
vacancies.

Severally to the committee on Election Laws.

By Representative Zlotnik of Gardner and Senator Cronin, a joint petition (accompanied by bill, House, No. 3941) of Jonathan D. Zlotnik and John J. Cronin (with the approval of the mayor and city council) that the city of Gardner be authorized to exempt certain positions in the police department from the provisions of civil service law. To the committee on Public Service.

Gardner,—
civil service.

Severally sent to the Senate for concurrence.

Paper from the Senate.

A petition (accompanied by bill) of John F. Keenan for legislation relative to collaborative drug therapy management optimization, came from the Senate referred, under suspension of Joint Rule 12, to the committee on Public Health.

Collaborative
drug therapy.

The House then concurred with the Senate in the suspension of said rule; and the petition (accompanied by bill, Senate, No. 2492) was referred, in concurrence, to the committee on Public Health.

Reports of Committees.

By Mr. Galvin of Canton, for the committee on Rules, that Joint Rule 7A be suspended on the petition of Sarah K. Peake (with the approval of the county commissioners) that Holly Thyng be authorized to purchase creditable service from the Barnstable county retirement board. Under suspension of the rules, on motion of Mr. O'Day of West Boylston, the report was considered forthwith. Joint Rule 7A was suspended; and the petition (accompanied by bill) was referred to the committee on Public Service. Sent to the Senate for concurrence.

Barnstable
County,—
Holly Thyng.

By Mr. Galvin of Canton, for the committee on Rules, that Joint Rule 7B be suspended on the following petitions:

Joint petition (accompanied by bill) of Joseph D. McKenna and Ryan C. Fattman (by vote of the town) for legislation to authorize the Webster Retirement Board to grant creditable service to Chris W. Jolda and Kevin P. Adams, members of the rescue service of the town of Webster. To the committee on Public Service.

Webster,—
Jolda and
Adams.

Joint petition (accompanied by bill) of Sarah K. Peake and Julian Cyr (by vote of the town) that the town of Provincetown be authorized to impose a real estate transfer fee. To the committee on Revenue.

Provincetown,—
transfer fee.

Under suspension of the rules, on motion of Mr. O'Day of West Boylston, the reports were considered forthwith. Joint Rule 7B then was suspended, in each instance. Severally sent to the Senate for concurrence.

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 Sarah K. Peake for legislation to designate a certain bridge in the town of Orleans as the Norman Wood Finch memorial bridge. Under suspension of the rules, on motion of Mr. O'Day of West Boylston, the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on Transportation. Sent to the Senate for concurrence.

Orleans,—
Finch bridge.

Quorum.

As required under the provision of Emergency Rule 2(4), a roll call was taken for the purpose of ascertaining the presence of a quorum; and on the roll call 160 members were recorded as being in attendance.

[See [Yea and Nay No. 65](#) in Supplement.]

Therefore a quorum was present.

Quorum,—
yea and nay
No. 65.

General Appropriation Bill Discharged from the Orders of the Day.

The Speaker having taken the Chair,—

A report (in part) of the committee of conference on the disagreeing votes of the two branches, with reference to the Senate amendment of the House Bill making appropriations for the fiscal year 2022 for the maintenance of the departments, boards, commissions, institutions and certain activities of the Commonwealth, for interest, sinking fund and serial bond requirements and for certain permanent improvements (House, No. 4001), recommending a Bill making appropriations for the fiscal year 2022 for the maintenance of the departments, boards, commissions, institutions and certain activities of the Commonwealth, for interest, sinking fund and serial bond requirements and for certain permanent improvements (House, No. 4002) [Total Appropriation: \$50,061,800,000.00], was discharged from its position in the Orders of the Day, and considered forthwith, under suspension of the rules, on motion of Mr. Michlewitz of Boston.

General
Appropriation
Bill.

After debate on the question on acceptance of the report, the sense of the House was taken by yeas and nays, at the request of the same member; and on the roll call 160 members voted in the affirmative and 0 in the negative.

[See [Yea and Nay No. 66](#) in Supplement.]

Therefore the report of the committee of conference was accepted. Sent to the Senate for concurrence.

Conference
committee
report
accepted,—
yea and nay
No. 66.

Recess.

At twenty-nine minutes after two o'clock P.M., on motion of Mr. Jones of North Reading (Mr. Donato of Medford being in the Chair), the House recessed subject to the call of the Chair; and at twenty-three minutes before four o'clock P.M. the House was called to order with Mr. Donato in the Chair.

Recess.

Emergency Measure.

The engrossed Bill making appropriations for the fiscal year 2022 for the maintenance of the departments, boards, commissions, institutions and certain activities of the Commonwealth, for interest, sinking fund and serial bond requirements and for certain permanent improvements (see House, No. 4002), 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.

General
Appropriation
Bill.

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 12 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.

Pending the question on passing the bill to be enacted, Mr. Jones of North Reading asked for a count of the House to ascertain if a quorum was present. The Chair (Mr. Donato of Medford), having determined that a quorum was not in attendance, then directed the Sergeant-at-Arms to secure the presence of a quorum.

Subsequently a roll call was taken for the purpose of ascertaining the presence of a quorum; and on the roll call 159 members were recorded as being in attendance.

Quorum.

Quorum,—
yea and nay
No. 67.

[See [Yea and Nay No. 67](#) in Supplement.]

Therefore a quorum was present.

On the question on passing the bill to be enacted (the Speaker having taken the Chair), the sense of the House was taken by yeas and nays, as required under Emergency Rule 2; and on the roll call 159 members voted in the affirmative and 0 in the negative.

Bill enacted,—
yea and nay
No. 68.

[See [Yea and Nay No. 68](#) in Supplement.]

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

Subsequently a statement of Ms. DuBois of Brockton was spread upon the records of the House as follows:

MR. SPEAKER: I would like to call to the attention of the House the fact that on the previous roll call, due to technical reasons, I was not able to determine that the roll call was being taken. If I had been aware of the opportunity to cast my vote, I would have voted in the affirmative.

Statement of
Ms. DuBois
of Brockton.

Order.

On motion of Ms. Cronin of Easton,—

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

Next
sitting.

At seven minutes after four o'clock P.M., on motion of Mr. Jones of North Reading (the Speaker being in the Chair), the House adjourned, to meet the following Monday at eleven o'clock A.M., in an Informal Session.

The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



WEDNESDAY, JULY 14, 2021.

[69]

JOURNAL OF THE HOUSE.

Wednesday, July 14, 2021.

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 Frost of Auburn and McKenna of Webster, the members and employees stood in a moment of silent tribute to the memory of John G. Saad, Jr., 77, of Dudley Road, who died Friday, July 9 at Care One in Millbury, after a battle with cancer.

John
Saad, Jr.

John was born in Webster on July 8, 1944, son of the late John G. and Stasia A. (Skowron) Saad.

He graduated from St. Peter's Central Catholic High School in Worcester and the New England School of Accounting in Worcester. He served three years in the U.S. Army during the Vietnam era. John worked for the Commonwealth of Massachusetts as the area director for the Department of Transitional Assistance in Southbridge, retiring in 2002 after 32 years and was elected a selectman in Oxford in 1975 and served for 43 years. A big New England sports fan he enjoyed the Red Sox, Celtics, and Patriots and enjoyed spending time with his children and grandchildren as well as spending time on his beloved Cape Cod.

John is survived by his wife of 55 years, Jeanne H. (deVillers) Saad; three children, Michael J. Saad of Oxford, Barbara J. Fields and her husband Ronald of Webster, and Thomas J. Saad and his wife Heather of Dudley; five grandchildren, Malissa I., Michael J. Jr. and his wife Leslie, Jonathan M., Gavin T., and Ronin W.; his sister, Barbara A. Bowes and her husband John; and his brother, Mark A. Saad and his wife Linda.

The family would like to thank his Godchild, Debbie Spooner Sherman, for her kindness and daily attention, as well as Care One in Millbury for their exceptional care during John's time there.

Petitions.

Petitions severally were presented and referred as follows:

By Mr. Golden of Lowell, a petition (accompanied by bill, House, No. 3950) of Thomas A. Golden, Jr., and others (with the approval of the city council) relative to voting options for the city of Lowell for the 2021 municipal elections. To the committee on Election Laws.

Lowell,—
elections.

By Mr. Straus of Mattapoisett, a petition (accompanied by bill, House, No. 3948) of William M. Straus (by vote of the town) relative to the board of selectmen of the town of Fairhaven. To the committee on Municipalities and Regional Government.

Fairhaven,—
select board.

By Mr. Moran of Lawrence, a petition (accompanied by bill, House, No. 3949) of Frank A. Moran and Christina A. Minicucci (with the approval of the mayor and city council) that the city of Lawrence be authorized to re-designate a certain bridge said city as the Joseph A. Torrisi memorial bridge. To the committee on Transportation.

Lawrence,—
Torrisi
bridge.

Severally sent to the Senate for concurrence.

Ms. Barber of Somerville presented a petition (subject to Joint Rule 12) of Christine P. Barber relative to collaborative drug therapy management optimization; and the same was referred, under Rule 24, to the committee on Rules.

Drug therapy
management.

Petitions (deposited with the Clerk previously to five o'clock in the afternoon on Friday, February 19, 2021) severally were presented and referred, under Rule 24 and Joint Rule 13, as follows:

By Representative LeBoeuf of Worcester and Senator Chandler, a joint petition (accompanied by bill, House, No. 3952) of David Henry Argosky LeBoeuf, Harriette L. Chandler and others relative to internet service outages. To the committee on Advanced Information Technology, the Internet and Cybersecurity.

Internet
service,—
outages.

By Representatives Gouveia of Acton and Miranda of Boston, a petition (accompanied by bill, House, No. 3953) of Tami L. Gouveia, Liz Miranda and Nika C. Elugardo relative to promoting resilience and community healing to mitigate adverse childhood and community experiences.

Childhood,—
healing and
resilience.

By Ms. Miranda of Boston, a petition (accompanied by bill, House, No. 3954) of Liz Miranda and others relative to providing for a universal basic income for youth aging out of foster care.

Foster care,—
basic income.

Severally to the committee on Children, Families and Persons with Disabilities.

By Mr. Kearney of Scituate, a petition (accompanied by bill, House, No. 3955) of Patrick Joseph Kearney relative to a marine special activity license program.

Marine special
activity license.

By Mr. Vieira of Falmouth, a petition (accompanied by bill, House, No. 3956) of David T. Vieira relative to the environmental protection of Joint Base Cape Cod.

Joint Base
Cape Cod.

Severally to the committee on Environment, Natural Resources and Agriculture.

By Representatives Connolly of Cambridge and Uytterhoeven of Somerville, a petition (accompanied by bill, House, No. 3957) of Mike Connolly, Erika Uytterhoeven and others relative to compelling the president and fellows of Harvard College to divest from fossil fuel.

Harvard
College,—
divestment.

By Mr. Lewis of Framingham, a petition (accompanied by bill, House, No. 3958) of Jack Patrick Lewis and others relative to providing religious accommodations for students at institutions of higher education during exams.

Exams,—
religious
accommodation.

Severally to the committee on Higher Education.

By Ms. Higgins of Leominster, a petition (accompanied by bill, House, No. 3959) of Natalie M. Higgins and Jack Patrick Lewis for legislation to provide for analysis of MassHealth claims data in relation to homeless management information systems data related to Medicaid costs associated with persons experiencing homelessness.

MassHealth,—
homelessness
costs.

By Ms. Tyler of Boston, a petition (accompanied by bill, House, No. 3960) of Chynah Tyler that senior housing facilities provide security services to ensure the safety and security of residents.

Senior
housing,—
security.

Severally to the committee on Housing.

By Mr. Durant of Spencer, a petition (accompanied by bill, House, No. 3961) of Peter J. Durant and Joseph D. McKenna relative to regulating the use of abortion-inducing drugs. To the committee on the Judiciary.

Abortion-inducing drugs.

By Ms. Decker of Cambridge, a petition (accompanied by bill, House, No. 3962) of Marjorie C. Decker and Lindsay N. Sabadosa relative to the involuntary hospitalization of individuals if no less restrictive alternatives exist to reduce the likelihood of serious harm by reason of mental illness. To the committee on Mental Health, Substance Use and Recovery.

Involuntary hospitalizations.

By Mr. Connolly of Cambridge, a petition (accompanied by bill, House, No. 3963) of Mike Connolly, Nika C. Elugardo and Michelle M. DuBois for legislation to prohibit the construction of publicly accessible buildings or structures designed or intended to prevent unhoused individuals from sitting or lying on the building or structure at street level. To the committee on State Administration and Regulatory Oversight.

Unhoused individuals,—sitting prevention.

By the same member, a petition (accompanied by bill, House, No. 3964) of Mike Connolly and Marcos A. Devers relative to the minimum percentage of kilowatt-hours sales to end-use customers by retail electricity suppliers. To the committee on Telecommunications, Utilities and Energy.

Retail electricity,—sales.

Severally sent to the Senate for concurrence.

Reports of Committees.

By Mr. Honan of Boston, for the committee on Steering, Policy and Scheduling, that the House Bill relative to remote town meetings (House, No. 2210), be scheduled for consideration by the House.

Remote town meetings.

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

By Ms. Ehrlich of Marblehead, for the committee on Municipalities and Regional Government, on a joint petition, a Bill revoking the town of Longmeadow's acceptance of a certain general law establishing a board of election commissioners (House, No. 94) [Local Approval Received].

Longmeadow,—election commissioners.

By the same member, for the same committee, on a joint petition, a Bill authorizing the Hampshire County Regional Housing Authority to convey a certain parcel of land in the town of South Hadley to the South Hadley Housing Authority (House, No. 2144).

South Hadley,—land.

By the same member, for the same committee, on a joint petition, a Bill relative to insurance proceeds for injured police and fire personnel in the town of Boylston (House, No. 2181) [Local Approval Received].

Boylston,—insurance proceeds.

By the same member, for the same committee, on a petition, a Bill relative to the management of Fuller Field in the town of Clinton (House, No. 2182) [Local Approval Received].

Clinton,—Fuller Field.

By the same member, for the same committee, on a joint petition, a Bill authorizing the disbursement of funds held by the town of Westford (House, No. 3724) [Local Approval Received].

Westford,—funds.

By the same member, for the same committee, on a joint petition, a Bill authorizing the town of Danvers to convey and acquire certain property (House, No. 3751, changed in section 4, in lines 37 to 76, inclusive, by striking out the text contained in those lines) [Local Approval Received].

Danvers,—land.

By the same member, for the same committee, on a petition, a Bill relative to outstanding fines, fees, penalties, or costs related to the use of fireworks or pyrotechnics in the city of Springfield (House, No. 3752, changed in section 1, in line 5, by striking out the word “paid” and inserting in place thereof the word “unpaid”) [Local Approval Received].

Springfield,—
fireworks.

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

By Mr. Honan of Boston, 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 Auburn the Robert Conroy Memorial Bridge (House, No. 3459);

Auburn,—
bridge.

Designating a certain bridge in the town of Needham the private first class David “Damon” Borrelli memorial bridge (House, No. 3469);

Needham,—
bridge.

Designating a certain bridge in the towns of Middleborough and Carver as the Medal of Honor Bridge (House No. 3476);

Middleborough
and Carver.

Retirement of officer Sean Murphy [sic] (House, No. 3764) [Local Approval Received]; and

Weymouth,—
Sean Murphy.

Designating a certain bridge in the town of Wilmington as the Trooper Thomas W. Devlin memorial bridge (House, No. 3942);

Wilmington,—
bridge.

Severally placed in the Orders of the Day for the next sitting for a second reading.

Orders of the Day.

House bills

Exempting all positions in the police department and fire department of the town of Swampscott from the civil service law (House, No. 93); and

Third
reading
bills.

Authorizing the city of Greenfield to lease a certain parcel of land (House, No. 2189, changed);

Severally reported by the committee on Bills in the Third Reading to be correctly drawn, were read a third time; and they were passed to engrossed. Severally sent to the Senate for concurrence.

The House Bill to amend the charter of the city of Woburn to change the name of the members of the city council from “alderman” to “city councilor” (House, No. 2168, changed), reported by the committee on Bills in the Third Reading to be correctly drawn, was read a third time.

Woburn,—
charter.

Pending the question on passing the bill to be engrossed, Ms. Garlick of Needham moved to amend it by substitution of a Bill changing the name of the members of the city council in the city of Woburn from alderman to city councilor (House, No 3947), which was read.

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

Recess.

At seven minutes after eleven o’clock A.M., on motion of Mrs. Kane of Shrewsbury (Mr. Donato of Medford being in the Chair), the House recessed subject

Recess.

to the call of the Chair; and at twenty-eight minutes before four o'clock P.M. the House was called to order with Mr. Donato in the Chair.

Order.

On motion of Mr. Mariano of Quincy,—

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

Next
sitting.

At twenty-four minutes before four o'clock P.M., on motion of Mrs. Kane of Shrewsbury (Mr. Donato of Medford being in the Chair), the House adjourned, to meet the following day at eleven o'clock A.M.

The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



MONDAY, JULY 19, 2021.

[71]

JOURNAL OF THE HOUSE.

Monday, July 19, 2021.

Met according to adjournment at eleven o'clock A.M., in an Informal Session, with Mr. Garballey of Arlington 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. Garballey), the members and employees joined with him in reciting the pledge of allegiance to the flag.

Pledge of
allegiance.

Message from the Governor.

A message from His Excellency the Governor (under the provisions of Section 3 of Article LXII of the Amendments to the Constitution) recommending legislation relative to providing for the terms of certain bonds for transportation improvements to be issued by the Commonwealth (House, No. 3972), was filed in the office of the Clerk on Friday, July 16.

Transportation
bonds.

The message was read; and it was referred, under Joint Rule 1F, with the accompanying draft of a bill, to the committee on Bonding, Capital Expenditures and State Assets.

Resolutions.

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

Resolutions (filed by Ms. Garlick of Needham) congratulating Daniel Dominick Cogliandro on receiving the Eagle Award of the Boy Scouts of America;

Daniel
Cogliandro.

Resolutions (filed by Ms. Garlick of Needham) congratulating Richard Ian Gulbankian on receiving the Eagle Award of the Boy Scouts of America;

Richard
Gulbankian.

Resolutions (filed by Ms. Garlick of Needham) congratulating William Frederic Haney on receiving the Eagle Award of the Boy Scouts of America;

William
Haney.

Resolutions (filed by Ms. Garlick of Needham) congratulating Andrew Kenneth Horton on receiving the Eagle Award of the Boy Scouts of America;

Andrew
Horton.

Resolutions (filed by Ms. Garlick of Needham) congratulating Jacob Morgan Williams on receiving the Eagle Award of the Boy Scouts of America;

Jacob
Williams.

Resolutions (filed by Mr. McMurtry of Dedham) congratulating Charles Bierden on receiving the Eagle Award from the Boy Scouts of America;

Charles
Bierden.

Resolutions (filed by Mr. McMurtry of Dedham) congratulating Maxwell Bierden on receiving the Eagle Award from the Boy Scouts of America;

Maxwell
Bierden.

Resolutions (filed by Mr. McMurtry of Dedham) congratulating Owen Dunton on receiving the Eagle Award from the Boy Scouts of America;

Owen
Dunton.

Resolutions (filed by Mr. McMurtry of Dedham) congratulating Kyle Hallahan on receiving the Eagle Award from the Boy Scouts of America;

Kyle
Hallahan.

Resolutions (filed by Mr. McMurtry of Dedham) congratulating George Resker on receiving the Eagle Award from the Boy Scouts of America;

George
Resker.

Resolutions (filed by Mr. McMurtry of Dedham) congratulating Brandon Robinson on receiving the Eagle Award from the Boy Scouts of America;

Brandon
Robinson.

Resolutions (filed by Mr. Philips of Sharon and other members of the House) congratulating Doctor Tammy Tower Quinn on her retirement as Superintendent-Director of the Norfolk County Agricultural High School in the town of Walpole; and

Tammy
Quinn.

Resolutions (filed by Mr. Roy of Franklin) congratulating Thomas (Tom) Gundstrom on celebrating his retirement from the town of Franklin Department of Public Works;

Thomas
Gundstrom.

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

Papers from the Senate.

A Bill authorizing the appointment of special firefighters in the city of Somerville (Senate, No. 1734) (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.

Somerville,—
special
firefighters.

A report of the committee on Revenue, asking to be discharged from further consideration of the petition (accompanied by bill, Senate, No. 1815) of Sonia Chang-Diaz, Jack Patrick Lewis, Joanne M. Comerford, Michael J. Barrett and other members of the General Court for legislation to reinvest justice and opportunity in communities affected by incarceration, and recommending that the same be referred to the committee on Labor and Workforce Development,— accepted by the Senate, was considered forthwith, under Rule 42; and it was accepted, in concurrence.

Strong
communities
and workforce
development
fund,—
establishment.

Reports of Committees.

Mr. Michlewitz of Boston, for the committee of conference on the disagreeing votes of the two branches with reference to the Senate amendment (striking out all after the enacting clause and inserting in place thereof the text contained in Senate document numbered 2485) of the House Bill making appropriations for the fiscal year 2021 to provide for supplementing certain existing appropriations and for certain other activities and projects (House, No. 3871), reported, a bill with the same title (House, No. 3973) [Total Appropriation: \$261,572,158.00]. Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Supplemental
appropriations.

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

Under suspension of Rule 7A, on motion of Mr. Michlewitz of Boston, the report was considered forthwith; and it was accepted. Sent to the Senate for concurrence.

By Mr. Galvin of Canton, for the committee on Rules, that Joint Rule 7B be suspended on the petition of Daniel R. Carey (with the approval of the mayor and city council) for legislation to amend the charter of the city of Easthampton. Under suspension of the rules, on motion of Mr. Wong of Saugus, the report was considered forthwith. Joint Rule 7B was suspended; and the petition (accompanied by bill) was

Easthampton,—
charter.

referred to the committee on Municipalities and Regional Government. Sent to the Senate for concurrence.

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 Daniel R. Carey and Jack Patrick Lewis for an investigation and study by a special commission (including members of the General Court) relative to access to the archaeological, geological and fossil resources in the Commonwealth. 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 Environment, Natural Resources and Agriculture. Sent to the Senate for concurrence.

Archaeological research.

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

Revoking the town of Longmeadow's acceptance of a certain general law establishing a board of election commissioners (House, No. 94) [Local Approval Received];

Longmeadow,—
election
commissioners.

Relative to insurance proceeds for injured police and fire personnel in the town of Boylston (House, No. 2181) [Local Approval Received];

Boylston,—
insurance.

Relative to the management of Fuller Field in the town of Clinton (House, No. 2182) [Local Approval Received];

Clinton,—
Fuller Field.

Authorizing the city of Cambridge to utilize certain land used for park, playground or recreation uses for general municipal purposes, including but not limited to school purposes, and for installation of subsurface geothermal wells in certain land used for park, playground or recreation uses (House, No. 3768) [Local Approval Received]; and

Cambridge,—
land.

Exempting certain positions of the police department in the town of Lancaster from the civil service law (House, No. 3810) [Local Approval Received];

Lancaster,—
police.

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 Miss Gregoire of Marlborough, for the committee on Bonding, Capital Expenditures and State Assets, on a message from His Excellency the Governor, a Bill providing for the terms of certain bonds to be issued by the Commonwealth (printed in House, No. 3815).

Holyoke
Soldiers'
Home,—
bond terms.

By Mr. Parisella of Beverly, for the committee on Economic Development and Emerging Technologies, on House, Nos. 70, 502, 506, 514, 515, 516, 517, 518, 519, 531, 535 and 3832, a Bill to regulate sports wagering (House, No. 3974).

Sports
wagering.

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

By Ms. Ehrlich of Marblehead, for the committee on Municipalities and Regional Government, on a petition, a Bill authorizing the use of Article ninety-seven land for roadway improvements in the town of Dunstable (House, No. 3936) [Local Approval Received]. Read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Dunstable,—
land.

Orders of the Day.

Reorganization Plan No. 1 of 2021 (submitted by the Governor under the provisions of Article LXXXVII of the Amendments to the Constitution) relative to reorganizing certain licensing agencies of the Executive Department (House, No. 3774) [the committee on Consumer Protection and Professional Licensure had reported, in accordance with a provision of Joint Rule 23A, recommending that said Reorganization Plan Number 1 “ought to be approved” — For majority report, see Senate, No. 2476], was laid aside as moot [the time to act on such Reorganization Plan #1 of 2021 having expired on Sunday, July 18, 2021].

Reorganization Plan No. 1 of 2021,—licensing agencies.

House bills

Authorizing the town of Maynard to grant an additional license for the sale of all alcoholic beverages to be consumed off the premises (House, No. 387) (its title having been changed by the committee on Bills in the Third Reading); and

Third reading bills.

Designating a certain bridge in the town of Needham the Private First Cass David “Damon” Borrelli memorial bridge (House, No. 3469);

Severally reported by the committee on Bills in the Third Reading to be correctly drawn, were read a third time; and they were passed to be engrossed. Severally sent to the Senate for concurrence.

The House Bill relative to the retirement of police officer Sean Murphy (House, No. 3764) (its title having been changed by the committee on Bills in the Third Reading), reported by said committee to be correctly drawn, was read a third time.

Weymouth,—Sean Murphy.

Pending the question on passing the bill to be engrossed, Ms. Garlick of Needham moved to amend it in section 1, in line 16, by striking out the word “nontaxable” and inserting in place thereof the words “exempt from state and local taxation, and exempt from federal taxation to the extent allowable under federal tax law”.

The amendment was adopted; and the bill (House, No. 3764, amended) was passed to be engrossed. Sent to the Senate for concurrence.

Order.

On motion of Mr. Mariano of Quincy,—

Ordered, That when the House adjourns today, it adjourn to meet on Wednesday next at eleven o’clock A.M.

Next sitting.

At twenty-eight minutes after eleven o’clock A.M., on motion of Mr. Wong of Saugus (Mr. Garballey of Arlington being in the Chair), the House adjourned, to meet the following Wednesday at eleven o’clock A.M., in an Informal Session.

The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



THURSDAY, JULY 15, 2021.

[70]*

JOURNAL OF THE HOUSE.

Thursday, July 15, 2021.

Met according to adjournment at eleven o'clock A.M., under emergency rules, 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.

Resolutions.

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

Resolutions (filed by Ms. Hogan of Stow) recognizing Joseph P. Landry on his thirty-six years of service to the town of Stow;

Joseph
Landry.

Resolutions (filed by Mr. Hill of Ipswich) congratulating Owen Bailey on receiving the Eagle Award of the Boy Scouts of America;

Owen
Bailey.

Resolutions (filed by Mr. Hill of Ipswich) congratulating Finnian Thomas Carlson on receiving the Eagle Award of the Boy Scouts of America;

Finnian
Carlson.

Resolutions (filed by Mr. Hill of Ipswich) congratulating Charlie Maier on receiving the Eagle Award of the Boy Scouts of America;

Charlie
Maier.

Resolutions (filed by Mr. Hill of Ipswich) congratulating Chris Maio on receiving the Eagle Award of the Boy Scouts of America;

Chris
Maio.

Resolutions (filed by Representatives Mirra of Georgetown, Hill of Ipswich and Nguyen of Andover) congratulating Alan Benson on his retirement as Town Administrator for the town of Boxford;

Alan
Benson.

Resolutions (filed by Representatives Roy of Franklin and Murray of Milford) congratulating Nicholas Tomasetti on receiving the Eagle Award of the Boy Scouts of America; and

Nicholas
Tomasetti.

Resolutions (filed by Mr. Roy of Franklin) congratulating Patti Wyllie on the occasion of her retirement from the town of Franklin;

Patti
Wyllie.

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.

Petitions.

Petitions severally were presented and referred as follows:

By Representative Howitt of Seekonk and Senator Feeney, a joint petition (accompanied by bill, House, No. 3970) of Steven S. Howitt and Paul R. Feeney (by vote of the town) that the town of Rehoboth be authorized to appoint a

Rehoboth,—
treasurer/
collector.

treasurer/collector in said town. To the committee on Municipalities and Regional Government.

By Mr. Galvin of Canton, a petition (accompanied by bill, House, No. 3971) of William C. Galvin (by vote of the town) relative to the appointment of retired police officers in the town of Canton. To the committee on Public Service.

Canton,—
retired police
officers.

Severally sent to the Senate for concurrence.

Representative Kelcourse of Amesbury and Senator DiZoglio presented a joint petition (subject to Joint Rule 12) of James M. Kelcourse and Diana DiZoglio (by vote of the town) that the commissioner of Capital Asset Management and Maintenance be authorized to convey a certain parcel of land to the town of Salisbury for affordable housing purposes; and the same was referred, under Rule 24, to the committee on Rules.

Salisbury,—
land.

Paper from the Senate.

A petition (accompanied by bill, Senate, No. 2488) of Ryan C. Fattman and Brian W. Murray (by vote of the town) for legislation to authorize the town of Milford to grant an additional license for the sale of all alcoholic beverages not to be consumed on the premises, was referred, in concurrence, to the committee on Consumer Protection and Professional Licensure.

Milford,—
liquor license.

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 James K. Hawkins and others relative to pesticides. 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 Environment, Natural Resources and Agriculture. Sent to the Senate for concurrence.

Pesticides.

By Mr. McMurtry of Dedham, for the committee on Veterans and Federal Affairs, asking to be discharged from further consideration of the petition (accompanied by resolve, House, No. 3688) of Lindsay N. Sabadosa and others for an investigation by a special commission (including members of the General Court) relative to the threat posed by nuclear weapons to the citizens of the Commonwealth,— and recommending that the same be referred to the committee on Public Safety and Homeland Security. Under Rule 42, the report was considered forthwith; and it was accepted. Sent to the Senate for concurrence.

Nuclear
weapons.

By Ms. Ehrlich of Marblehead, for the committee on Municipalities and Regional Government, on Senate, No. 1330 and House, No. 2190, a Bill to repeal Chapter 404 of the Acts of 2008 (House, No. 2190) [Local Approval Received].

North Andover,—
town manager.

By the same member, for the same committee, on Senate, No. 1366 and House, No. 3867, a Bill authorizing the conveyance of a conservation restriction on the land known as Inter Lochen Park in the town of Sharon (House, No. 3867) [Local Approval Received].

Sharon,—
land.

By Mr. Roy of Franklin, for the committee on Telecommunications, Utilities and Energy, on a petition, a Bill authorizing the city of Cambridge to utilize certain land

Cambridge,—
land.

used for park, playground or recreation uses for general municipal purposes, including but not limited to school purposes, and for installation of subsurface geothermal wells in certain land used for park, playground or recreation uses (House, No. 3768) [Local Approval Received].

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

Motion to Discharge a Certain Matter in the Orders of the Day

The Senate amendment of the House Bill financing improvements to municipal roads and bridges (House, No. 3903, amended), reported by the committee on Bills in the Third Reading to be correctly drawn, was discharged from its position in the Orders of the Day and considered forthwith, under suspension of Rule 47, on motion of Mr. Straus of Mattapoisett.

Municipal roads and bridges.

Pending the question on adoption of the amendment, in concurrence, the same member moved that the House concur with the Senate in its amendment with a further amendment striking out the text (inserted by amendment by the Senate) and inserting in place thereof the text contained in House document numbered 3951; and the further amendment was adopted.

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

Orders of the Day.

The House Bill amending the charter of the town of Grafton (House, No. 3705), 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.

House bills

Designating a certain bridge in the town of Auburn the Robert Conroy Memorial bridge (House, No. 3459);

Designating a certain bridge in the town of Needham the Private First Class David "Damon" Borrelli memorial bridge (House, No. 3469);

Designating a certain bridge in the towns of Middleborough and Carver as the Medal of Honor bridge (House No. 3476);

Retirement of officer Sean Murphy [sic] (House, No. 3764); and

Designating a certain bridge in the town of Wilmington as the Trooper Thomas W. Devlin memorial bridge (House, No. 3942);

Severally were read a second time; and they were ordered to a third reading.

Second reading bills.

The House Bill establishing residency requirements for the offices of mayor, city council, and school committee in the city of Revere (House, No. 2654), reported by the committee on Bills in the Third Reading to be correctly drawn, was read a third time.

Revere,—residency requirement.

Pending the question on passing the bill to be engrossed, Ms. Garlick of Needham moved to amend it by substitution of a bill with the same title (House, No. 3965), which was read.

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

Recess.

At twenty minutes after eleven o'clock A.M., on motion of Mrs. Kane of Shrewsbury (Mr. Donato of Medford being in the Chair), the House recessed until one o'clock P.M.; and at sixteen minutes before two o'clock the House was called to order with Ms. Hogan of Stow in the Chair.

Recess.

Quorum.

As required under the provision of Emergency Rule 2(4), a roll call was taken for the purpose of ascertaining the presence of a quorum; and on the roll call 159 members were recorded as being in attendance.

Quorum,—
yea and nay
No. 69.

[See [Yea and Nay No. 69](#) in Supplement.]

Therefore a quorum was present.

Emergency Measure.

The engrossed Bill financing improvements to municipal roads and bridges (House, No. 3903, 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.

Municipal
roads and
bridges.

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 23 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 (this being a "loan" bill as defined by Section 3 of Article LXII of the Amendments to the Constitution); and on the roll call 160 members voted in the affirmative and 0 in the negative.

Bill enacted
(state loan),—
yea and nay
No. 70.

[See [Yea and Nay No. 70](#) in Supplement.]

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

Order.

On motion of Mr. Mariano of Quincy,—

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

Next
sitting.

At eight minutes after two o'clock P.M., on motion of Mr. Jones of North Reading (Ms. Hogan of Stow being in the Chair), the House adjourned, to meet the following Monday at eleven o'clock A.M., in an Informal Session.

The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



WEDNESDAY, JULY 21, 2021.

[72]

JOURNAL OF THE HOUSE.

Wednesday, July 21, 2021.

Met according to adjournment at eleven o'clock A.M., in an Informal Session, with Mr. Garballey of Arlington 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. Garballey), the members and employees joined with him in reciting the pledge of allegiance to the flag.

Pledge of
allegiance.

Petitions.

Ms. Decker of Cambridge presented a petition (accompanied by bill, House, No. 3983) of Marjorie C. Decker (with the approval of the city council) that the city of Cambridge be authorized to offer early voting in municipal elections; and the same was referred to the committee on Election Laws. Sent to the Senate for concurrence.

Cambridge,—
early voting.

Mr. Kearney of Scituate presented a petition (subject to Joint Rule 12) of Patrick Joseph Kearney and others relative to recreational shell fishing areas; and the same was referred, under Rule 24, to the committee on Rules.

Shell
fishing.

Paper from the Senate.

A petition of Edward J. Kennedy for legislation to require immunizations for in-person classes at certain Massachusetts public institutions of higher learning, came from the Senate referred, under suspension of Joint Rule 12, to the committee on Higher Education.

Higher
education,—
immunizations.

The House then concurred with the Senate in the suspension of said rule; and the petition (accompanied by bill, Senate, No. 2499) was referred, in concurrence, to the committee on Higher Education.

Reports of Committees.

By Mr. Galvin of Canton, for the committee on Rules, that Joint Rule 7B be suspended on the joint petition of Susannah M. Whipps and Joanne M. Comerford (by vote of the town) that the town of Warwick be authorized to grant non-citizen permanent residents the right to vote in municipal elections. Under suspension of the rules, on motion of Mr. Wong of Saugus, the report was considered forthwith. Joint Rule 7B was suspended; and the petition (accompanied by bill) was referred to the committee on Election Laws. Sent to the Senate for concurrence.

Warwick,—
voting.

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 Michael J. Finn for legislation to establish a sick leave bank for Tara Blodgett, an employee of the Department of Developmental Services. Under

Tara
Blodgett,—
sick leave.

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.

By Mr. Cutler of Pembroke, for the committee on Labor and Workforce Development, asking to be discharged from further consideration of the petition (accompanied by bill, Senate, No. 1161) of Michael D. Brady, Tommy Vitolo and Maria Duaine Robinson for legislation relative to employees of private railroads,— and recommending that the same be referred to the committee on Transportation. Under Rule 42, the report was considered forthwith; and it was accepted. Sent to the Senate for concurrence.

Private railroads.

By Mr. Michlewitz of Boston, for the committee on Ways and Means, that the Bill providing for the terms of certain bonds to be issued by the Commonwealth (printed in House, No. 3815), ought to pass with an amendment substituting therefor a bill with the same title (House, No. 3975). Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Bonds,— terms.

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

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

The amendment recommended by the committee on Ways and Means then was adopted; and the substituted bill was ordered to a third reading.

Subsequently, under suspension of the rules, on motion of Ms. Garlick of Needham, the bill (having been reported by the committee on Bills in the 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 extending simulcasting and live horse racing authorization (House, No. 3912), ought to pass with an amendment substituting therefor a Bill extending simulcasting and horse racing authorization (House, No. 3976). Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Simulcasting and horse racing.

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

Under suspension of Rule 7A, on motion of the same member, the bill was read a second time forthwith.

The amendment recommended by the committee on Ways and Means then was adopted; and the substituted bill was ordered to a third reading.

Subsequently, under suspension of the rules, on motion of Ms. Garlick of Needham, the bill (having been reported by the committee on Bills in the 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 to regulate sports wagering (House, No. 3974), ought to pass with an amendment substituting therefor a Bill regulating sports wagering (House, No. 3977). Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Sports wagering.

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

Under suspension of Rule 7A, on motion of the same member, the bill was read a second time forthwith.

The amendment recommended by the committee on Ways and Means then was adopted; and the substituted bill was ordered to a third reading.

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

Authorizing the Hampshire County Regional Housing Authority to convey a certain parcel of land in the town of South Hadley to the South Hadley Housing Authority (House, No. 2144);

South Hadley,—
land.

Authorizing the town of Danvers to convey and acquire certain property (House, No. 3751, changed) [Local Approval Received]; and

Danvers,—
land.

Authorizing the use of Article ninety-seven land for roadway improvements in the town of Dunstable (House, No. 3936) [Local Approval Received];

Dunstable,—
land.

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

By Mr. Honan of Boston, for the committee on Steering, Policy and Scheduling, that the House Bill authorizing the conveyance of a conservation restriction on the land known as Inter Lochen Park in the town of Sharon (House, No. 3867) [Local Approval Received], be scheduled for consideration by the House.

Sharon,—
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.

By Ms. Peisch of Wellesley, for the committee on Education, on House, Nos. 556 and 604, a Bill relative to emergency stock supply of epinephrine in schools (House, No. 604).

Schools,—
epinephrine.

By the same member, for the same committee, on a petition, a Bill providing for diabetes management in schools (House, No. 665).

Schools,—
diabetes.

By the same member, for the same committee, on a petition, a Bill improving students' access to life saving treatments (House, No. 683).

Students,—
treatments.

By the same member, for the same committee, on a petition, a Bill to promote student nutrition (House, No. 715).

Student
nutrition.

Severally referred, under Joint Rule 1E, to the committee on Health Care Financing.

By Ms. Peisch of Wellesley, for the committee on Education, on a petition, a Resolve providing for an investigation and study by a special commission relative to child suicide (House, No. 609). Read; and referred, under Joint Rule 29, to the committees on Rules of the two branches, acting concurrently.

Child
suicide,—
study.

By Mr. Chan of Quincy, for the committee on Consumer Protection and Professional Licensure, on a petition, a Bill relative to debt collection licensure (House, No. 328).

Debt collection
licensure.

By the same member, for the same committee, on a petition, a Bill relative to the registration of veterinarians (House, No. 334).

Veterinarians,—
registration.

By Ms. Peisch of Wellesley, for the committee on Education, on a petition, a Bill to promote social-emotional learning (House, No. 543).

Social etc.
learning.

By the same member, for the same committee, on a petition, a Bill providing for alternatives to fines for failure to send (House, No. 587).

Fines,—
alternatives.

By the same member, for the same committee, on a petition, a Bill to assure opportunity for all students with disabilities (House, No. 611).	Students with disabilities.
By the same member, for the same committee, on Senate, No. 332 and House, Nos. 538, 576, 608 and 653, a Bill relative to carbon monoxide alarms in schools (House, No. 653).	Schools,— carbon monoxide.
By the same member, for the same committee, on a petition, a Bill relative to special education finance (House, No. 677).	Special education.
By the same member, for the same committee, on House, No. 545, a Bill to improve augmentative and alternative communication opportunities for children with disabilities (House, No. 3978).	Disabilities,— communication.
By the same member, for the same committee, on House, No. 552, a Bill relative to the training, assessment, and assignment of qualified school interpreters in educational settings (House, No. 3979).	School interpreters.
By the same member, for the same committee, on House, Nos. 600 and 663, a Resolve authorizing a study of starting times and schedules (House, No. 3980).	Schools,— start times.
Severally read; and referred, under Rule 33, to the committee on Ways and Means.	
By Mr. Chan of Quincy, for the committee on Consumer Protection and Professional Licensure, on House, Nos. 338 and 344, a Bill further regulating storage of alcoholic beverages (House, No. 338).	Alcoholic beverages.
By Ms. Peisch of Wellesley, for the committee on Education, on a petition, a Bill to prevent concussion and head injury (House, No. 540) [Representative Diggs of Barnstable dissenting].	Concussion and head injury.
By the same member, for the same committee, on Senate, No. 359 and House, No. 596, a Bill relative to school operational efficiency (House, No. 596).	Schools,— efficiency.
By the same member, for the same committee, on a petition, a Bill requiring instruction in CPR and the use of defibrillators for high school graduation (House, No. 610).	CPR and defibrillators.
By the same member, for the same committee, on a petition, a Bill concerning disposable menstrual products in schools (House, No. 690).	Menstrual products.
Severally read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.	

Engrossed Bill.

The engrossed Bill further regulating certain alcoholic beverage licenses in the town of Westford (see House, No. 303) (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.
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Recess.

At twenty minutes after eleven o'clock A.M., on motion of Mr. Wong of Saugus (Mr. Garballey of Arlington being in the Chair), the House recessed subject to the call of the Chair; and at two minutes after one o'clock P.M. the House was called to order with Mr. Garballey in the Chair.	Recess.
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Emergency Measure.

The engrossed Bill making appropriations for fiscal year 2021 to provide for supplementing certain existing appropriations and for certain other activities and projects (see House, No. 3973), 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.

Supplemental appropriations.

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.

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.

Orders of the Day.

House bills

To allow elected officers in the town of Lee to serve on the board of public works (House, No. 2757); and

Establishing a sick leave bank for Bruce Young, an employee of the Worcester county sheriff's office (House, No. 3875);

Severally reported by the committee on Bills in the Third Reading to be correctly drawn, were read a third time; and they were passed to be engrossed. Severally sent to the Senate for concurrence.

Third reading bills.

Order.

On motion of Mr. Mariano of Quincy,—

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

Next sitting.

At twelve minutes after one o'clock P.M., on motion of Mr. Wong of Saugus (Mr. Garballey of Arlington being in the Chair), the House adjourned, to meet the following day at eleven o'clock A.M.

The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



THURSDAY, JULY 22, 2021.

[73]*

JOURNAL OF THE HOUSE.

Thursday, July 22, 2021.

Met according to adjournment at eleven o'clock A.M., under emergency rules, 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 Prayers.

During the session the Chair (Ms. Hogan of Stow) declared a brief recess; and at the request of Ms. Decker of Cambridge the members and employees stood in a moment of silent tribute in respect to the memory of Mrs. Eleanor Mahar Deegan, a beloved mother, wife, friend, and Cambridge community member.

Eleanor Mahar
Deegan.

Despite many physical challenges, Mrs. Deegan forged her own path and built family and community with great kindness, generosity and charisma. She was a passionate social activist, writer, and business owner. She worked with luminaries and people of great artistic and political influence to amplify powerful messages of fairness and justice. Most important to her, though, were her friends and family, who looked to her as a beacon and truth teller, and who feel the tremendous loss of her laughter, love and light.

Mrs. Deegan's father, Ralph C. Mahar, was a state senator who among many things was active in shaping our Commonwealth's education policy. Mr. Mahar believed that a higher education should not be the sole purview of the rich, and in 1947 filed a bill to create the University of Massachusetts system. He served as the Chairman of the Ways and Means Committee under Governor Christian A. Herter.

Ellie's family, friends, and the community as a whole appreciate the contributions that she and her family have made to Cambridge and the Commonwealth.

During the session (Ms. Hogan of Stow being in the Chair), at the request of Ms. Dykema of Holliston the members and employees stood in a moment of silent tribute to the memory of Matthew J. "Doc" D'Errico, of Southborough, who passed away at the age of 59 on June 14th, 2021.

Matthew J.
"Doc" D'Errico.

Doc worked as an engineer at EMC Corporation in Hopkinton for nearly 25 years, where he was widely respected for his intellect and skill with electronics, holding over 20 patents over the course of his career.

Doc lived a life of service and was dedicated to helping many causes, including the American Cancer Society, Museum of Science, Boston Children's Hospital where he put on a Santa suit and delivered toys, and Pilots for Paws where he flew animals all over the country to new, caring forever homes. His passion for drums and trumpet also led him to bring music education to Haiti after the devastating 2010 earthquake. Doc was also a dedicated advocate for motorcycle safety, and was a regular visitor to the State House as a board member of the Mass Motorcycle Association.

Doc is survived by his wife, his son, and many close family members and friends and will be greatly missed.

During the session, Representative Garlick of Needham took the Chair, declared a brief recess, and at her request and the request of Representative Dooley of Norfolk, the members and employees stood in a moment of silent tribute to the memory of Captain Michael “Mike” Dean Harman, who died at age 42 on Saturday, July 10, 2021. Captain Harman is survived by his wife, his parents, and his sister. He was born in Norwood, Mass on March 14, 1978 and graduated from Medfield High School and Franklin Pierce College.

Michael
Harman.

In 2003, Captain Harman made his way back to Medfield and was hired to the Medfield Fire Department where we rose through the ranks of lieutenant in 2014 and more recently, Captain. Captain Harman was responsible for all fire prevention and code enforcement and he ran the Fire Cadet Program, which prepares the next generation of firefighters.

His pride and joy, other than his pets, was his boat “Best. Day. Ever”.

Captain Harman aided many through his compassion, bravery, public service and leadership. He is well loved and will be greatly missed.

Message from the Governor — Disapprovals and Recommendations of Amendments in General Appropriation Bill.

A message from His Excellency the Governor returning with reductions of certain items contained in sections 2 and 2E, disapproval of sections 99 and 121, and also with recommendation of amendment of certain sections contained in of the engrossed Bill making appropriations for the fiscal year 2022 for the maintenance of the departments, boards, commissions, institutions and certain activities of the Commonwealth, for interest, sinking fund and serial bond requirements and for certain permanent improvements [see House, No. 4002] (for message, see House, No. 4019), filed in the office of the Clerk on Friday, July 16, was read.

General
Appropriation
Bill,—
disapprovals and
amendments.

So much of the message as relates to the disapprovals and reductions were referred, under Rule 30, to the committee on Ways and Means.

So much of the message as relates to the sections returned with recommendations of amendments, were referred, as follows:

- Section 6 — Printed as House, No. 4003;
- Sections 7, 102 and 103 — Printed as House, No. 4004;
- Section 8 — Printed as House, No. 4005;
- Section 12 — Printed as House, No. 4006;
- Section 18 — Printed as House, No. 4007;
- Sections 23, 30, 32, 33, 34 and 145 — Printed as House, No. 4008;
- Section 39 — Printed as House, No. 4009;
- Section 42 — Printed as House, No. 4010;
- Section 47 — Printed as House, No. 4011;
- Section 67 — Printed as House, No. 4012;
- Sections 74 and 119 — Printed as House, No. 4013;
- Section 113 — Printed as House, No. 4014;
- Sections 116 and 117 — Printed as House, No. 4015;
- Section 128 — Printed as House, No. 4016;
- Section 129 — Printed as House, No. 4017; and
- Section 135 — Printed as House, No. 4018.

Severally, on motion of Ms. Garlick of Needham, to the committee on Bills in the Third Reading.

Resolutions.

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

Resolutions (filed by Ms. Hogan of Stow) congratulating Vincent P. Boothroyd on achieving the rank of Eagle Scout with the Boy Scouts of America;

Vincent
Boothroyd.

Resolutions (filed by Ms. Hogan of Stow) congratulating Alonso Moreno on achieving the rank of Eagle Scout with the Boy Scouts of America; and

Alonso
Moreno.

Resolutions (filed by Mr. Cutler of Pembroke) congratulating John Gillet on his elevation to the rank of Eagle Scout;

John
Gillet.

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 Division of Capital Asset Management and Maintenance (see Section 6 of Chapter 7C of the General Laws) submitting its Supplier Diversity Office Comprehensive Annual Report for fiscal year 2020;

Supplier
Diversity
Office.

From the Multi-Agency Illegal Tobacco Task Force (see 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; and

Tobacco
distribution.

From the Department of Elementary and Secondary Education (see sections 1B and 1J of Chapter 69 of the General Laws) submitting requests for comment on proposed amendments to 603 CMR 2.00, Regulations on Accountability and Assistance for School Districts and Schools [a copy of said communication was forwarded to the committee on Education, as required by law];

School
districts, —
regulations.

Severally were placed on file.

Reports.

Annual reports

Of the Division of Administrative Law Appeals (under Section 4H of Chapter 7 of the General Laws) for calendar year 2020; and

Administrative
Law Appeals.

Of the Property and Casualty Initiative, LLC (under Section 3 of Chapter 259 of the Acts of 1998) for fiscal year 2020 [copies of said report were forwarded to the committees on Ways and Means, Financial Services and Revenue]; and

Property
and Casualty
Initiative.

Reports

Of the Office of the State Auditor (under Section 17 of Chapter 11 of the General Laws) submitting its third quarter report of the Bureau of Special Investigations from January 1, 2021 to March 31, 2021;

Bureau of
Special
Investigations.

Of the Massachusetts District Attorneys Association (under Section 20D of Chapter 12 of the General Laws) on the status of child abuse and neglect cases for fiscal years 2019 and 2020;

Child abuse and neglect.

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

Cannabis Control Commission.

Of the MetroWest Regional Transit Authority (under Section 8(g) of Chapter 161 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;

MetroWest Regional Transit Authority.

Of the Department of Transportation, Rail and Transit Division (under Subsection 11 of Section 151 of Chapter 127 of the Acts of 1999) submitting a report outlining the net operating investment per passenger mile ratio for fiscal years 2019 through 2023;

MBTA,— per passenger mile ratios.

Of the Department of Unemployment Assistance (under Section 14F of Chapter 151A of the General Laws) submitting the May 2021 Unemployment Insurance Trust Fund Report; and

Unemployment Insurance Trust Fund.

Of the Department of Unemployment Assistance (under Section 14F of Chapter 151A of the General Laws) submitting the June 2021 Unemployment Insurance Trust Fund Report;

Id.

Severally were placed on file.

Petitions.

Petitions severally were presented and referred as follows:

By Mrs. Campbell of Methuen, a petition (accompanied by bill, House, No. 3984) of Linda Dean Campbell and Frank A. Moran (with the approval of the mayor and city council) relative to the charter of the city of Methuen;

Methuen,— charter.

By Representative Fernandes of Falmouth and Senator Cyr, a joint petition (accompanied by bill, House, No. 3985) of Dylan A. Fernandes (by vote of the town) relative to changing the name of the board of selectmen to select board in the town of Chilmark;

Chilmark,— select board.

By Ms. Peake of Provincetown, a petition (accompanied by bill, House, No. 3986) of Sarah K. Peake and Julian Cyr (by vote of the town) relative to utility improvements on private roads in the town of Eastham; and

Eastham,— roads.

By Mr. Philips of Sharon, a petition (accompanied by bill, House, No. 3987) of Edward R. Philips, Walter F. Timilty and Paul R. Feeney (by vote of the town) relative to changing the board of selectmen of the town of Sharon to a select board;

Sharon,— select board.

Severally to the committee on Municipalities and Regional Government.

By Representative Blais of Sunderland and Senator Comerford, a joint petition (accompanied by bill, House, No. 3988) of Natalie M. Blais and Joanne M. Comerford (by vote of the town) that the town of Deerfield be authorized to continue the employment of police officer Gary Sibilila. To the committee on Public Service.

Deerfield,— Gary Sibilila.

By Representative LeBoeuf of Worcester and Senator Moore, a joint petition (accompanied by bill, House, No. 3989) of David Henry Argosky LeBoeuf and Michael O. Moore (by vote of the town) that the town of Leicester be authorized to grant full annual property tax exemptions to the surviving spouse of Rutland police detective and Leicester resident John D. Songy. To the committee on Revenue.

Leicester,— John Songy.

Severally sent to the Senate for concurrence.

Petitions severally were presented and referred as follows:

By Representative Holmes of Boston and Senator Chang-Diaz, a joint petition (subject to Joint Rule 12) of Russell E. Holmes and Sonia Chang-Diaz that the commissioner of Capital Asset Management and Maintenance be authorized to convey a certain parcel of land located in the city of Boston to Worcester City Campus Corporation for the University of Massachusetts Medical School's MassBiologics.

Boston,—
land.

By Messrs. Ultrino of Malden and Donato of Medford, a petition (subject to Joint Rule 12) of Steven Ultrino, Paul J. Donato and Jason M. Lewis relative to charter schools and the uniform procurement act.

Charter
schools,—
procurement.

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

Papers from the Senate.

Petitions severally were referred, in concurrence, as follows:

A petition (accompanied by bill, Senate, No. 2500) of Marc R. Pacheco and Norman J. Orrall (by vote of the town) for legislation to authorize the town of Berkley to grant one additional license for the sale of all alcoholic beverages not to be drunk on the premises. To the committee on Consumer Protection and Professional Licensure.

Berkley,—
liquor
license.

A petition (accompanied by bill, Senate, No. 2497) of Bruce E. Tarr, Diana DiZoglio, Christina A. Minicucci and Tram T. Nguyen (by vote of the town) for legislation to amend the town charter of the town of North Andover. To the committee on Municipalities and Regional Government.

North
Andover,—
charter.

A petition (accompanied by bill, Senate, No. 2498) of Bruce E. Tarr, Diana DiZoglio, Christina A. Minicucci and Tram T. Nguyen (by vote of the town) for legislation to exempt Marcel Cuffy and John R. Baker from the maximum age requirements for firefighters in the town of North Andover. To the committee on Public Service.

North
Andover,—
firefighters.

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 Dylan A. Fernandes relative to indigenous representation on the Martha's Vineyard Commission; and

Martha's
Vineyard.

Petition (accompanied by bill) of Dylan A. Fernandes for legislation to further regulate Cape Cod's environment and water supply;

Cape Cod,—
water.

Severally to the committee on Environment, Natural Resources and Agriculture.

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

Recess.

At three minutes after eleven o'clock A.M., on motion of Mr. Vieira of Falmouth (Mr. Donato of Medford being in the Chair), the House recessed until one o'clock P.M.; and at twelve minutes after one o'clock P.M. the House was called to order with Ms. Hogan of Stow in the Chair.

Recess.

Quorum.

As required under the provision of Emergency Rule 2(4), a roll call was taken for the purpose of ascertaining the presence of a quorum; and on the roll call 159 members were recorded as being in attendance.

Quorum,—
yea and nay
No. 71.

[See [Yea and Nay No. 71 in Supplement.](#)]

Therefore a quorum was present.

Motion to Discharge Certain Matters in the Orders of the Day.

The House Bill regulating sports wagering (House, No. 3977), reported by the committee on Bills in the Third Reading to be correctly drawn, was discharged from its position in the Orders of the Day, and read a third time forthwith, under suspension of Rule 47, on motion of Mr. Parisella of Beverly.

Sports
wagering.

After debate on the question on passing the bill to be engrossed, Representatives Muradian of Grafton, Jones of North Reading and Soter of Bellingham moved to amend it in section 4, in line 735, by striking out the figure: “9” and inserting in place thereof the figures: “11”; and in line 738 by inserting after the word “representatives” the following: “; 1 of whom shall be the minority leader of the house of representatives, or a designee; 1 of whom shall the minority leader of the senate, or a designee”; and the amendments were adopted.

Mr. Chan of Quincy then moved to amend the bill in section 4, in line 699, by striking out the word “accessibility” and inserting in place thereof the following: “accessibility; and (iv) provide English language learning programs to promote access to the workforce”, in line 707 by striking out the words “line” and inserting in place thereof the following: “line; or (vii) is an immigrant, refugee or person of color”; and in line 722, by inserting after the word “programs,” the words “English language learning programs,”. The amendments were adopted.

Mr. McMurtry of Dedham then moved to amend the bill by inserting after section 3 the following section:

“SECTION 3A. Chapter 23K of the General Laws is hereby amended by inserting after section 20 the following section:

Section 20A. (a) As used in this section, the following words shall, unless the context clearly requires otherwise, have the following meanings:

‘Limited slot machine establishment’, the premises owned or leased by a veterans’ organization for use by its members in good standing.

‘Limited slot machine license’, a gaming license issued by the commission that permits a veterans’ organization to operate a gaming establishment with no table games and not more than 5 slot machines at a limited slot machine establishment.

‘Limited slot machine licensee’, a veterans’ organization that holds a limited slot machine license for its limited slot machine establishment.

‘Local licensing authority’, the local licensing authority in the city or town in which the limited slot machine establishment is located.

‘Veterans’ organization’, any veterans’ organization that is: (i) incorporated by the Congress of the United States and (ii) included in section 4E of chapter 9.

(b) The commission may issue a limited slot machine license to veterans’ organizations in the commonwealth.

A limited slot machine license shall only be issued to a veterans’ organization that: (i) has been organized and actively functioning as a veterans’ organization for not less

than 5 years prior to being issued a license; (ii) has received the approval of the local licensing authority; and (iii) has been deemed suitable and qualified pursuant to regulations adopted by the commission pursuant to subsection (l).

No limited slot machine license issued to a veterans' organization pursuant to this section shall be transferred or assigned.

(c) A limited slot machine license issued by the commission pursuant to this section may be suspended or revoked at the discretion of the commission or upon written request to the commission by the local licensing authority. The suspension or revocation of a license issued pursuant to this section may be appealed by the limited slot machine licensee to the full commission, and the commission shall hear the appeal on the record. The decision rendered by the commission after the hearing shall be final and the licensee shall not be entitled to further review; provided, however, that in the case of a license revocation, the licensee shall be entitled to reapply for a license not less than 5 years from the date in which the final decision of the commission was issued.

(d) A limited slot machine licensee shall limit the promotion and operation of, and access to, slot machines to members in good standing of the veterans' organization; provided, that no member of the veterans' organization holding a limited slot machine license shall receive remuneration in any form for time or effort devoted to the promotion or operation of the slot machines. No member of the general public shall be permitted access to any slot machine in a limited slot machine establishment.

(e) The profits of any slot machines shall be the property of the limited slot machine licensee, and shall be used for charitable, fraternal or civic purposes, including, but not limited to, veterans' benefits.

(f) A limited slot machine license issued pursuant to this section shall be valid for a period of 5 years. The commission shall establish procedures for application and renewal and may establish a fee for application or renewal not to exceed \$500. Application and renewal fees shall be deposited into the Gaming Revenue Fund established in section 59.

(g) Each licensee shall keep accurate records and books showing: (i) the total amount of all monies deposited by members in good standing of the veterans' organization who played the slot machines located in the limited slot machine establishment; (ii) the expenses incurred; and (iii) the name and address of each person receiving greater than \$100 in winnings in a 24-hour period. A separate checking account shall be kept of receipts and expenditures. Money for expenses shall be withdrawn only by checks having preprinted consecutive numbers and made payable to a specific person or corporation. No check shall be made payable to cash. All monies expended for said charitable, fraternal or civic purposes shall be duly and accurately recorded as to specific amounts expended and the purposes for which said amounts were expended. Proceeds from the operation of the slot machines shall be kept in a separate bank account and the licensee shall file an annual report on or before December 31 of each year of the charitable, fraternal and civic disbursements made during the preceding year with the commission and the local licensing authority in such form as the commission may prescribe. Such annual report shall be a public record. The commission and the local licensing authority, or their duly authorized agents or representatives, shall at all times have access to the limited slot machine establishment, as well as the records and books of any licensee for the purpose of examining and checking the same.

(h) Each licensee shall file a return with the commission, on a form prepared by the commission, and shall pay therewith a tax of 5 per cent of the gross profits derived from the slot machines located in the limited slot machine establishment, which shall be deposited into the Gaming Revenue Fund established in section 59.

(i) No person under 21 years of age shall be permitted in that portion of any building or premises of the licensee during such time as a slot machine is being played.

(j) A limited slot machine establishment shall keep conspicuously posted on their premises a notice containing the following statement: ‘If you or someone you know has a gambling problem and wants help, call the Massachusetts Council on Gaming and Health on the Safer Gaming Education Line at 1-800-426-1234 or the Massachusetts Department of Public Health helpline at 1-800-327-5050.’

(k) Limited slot machine licensees shall only acquire slot machines from a person licensed as a gaming vendor under section 31.

(l) The commission shall, consistent with the public objectives of this chapter established in section 1, promulgate regulations for the implementation, administration and enforcement of this section including, without limitation, regulations that prescribe: (i) the method and form of application which an applicant for licensure shall follow and complete before consideration by the commission; (ii) the information to be furnished by an applicant for a limited slot machine license or for the renewal of a limited slot machine license; (iii) suitability standards for applicants for licensure pursuant to this section; (iv) the criteria for evaluation of the application for a limited slot machine license and qualifications for licensure pursuant to this section; (v) the information to be furnished by a veterans’ organization relating to the members of the veterans’ organization tasked with managing the slot machines; (vi) criteria for eligibility for licensure under this section; (vii) conditions on the operation and control of a limited slot machine establishment; and (viii) grounds and procedures for the revocation or suspension of a limited slot machine license.”.

The amendment was adopted.

Representatives Hill of Ipswich and Ferguson of Holden then moved to amend the bill by inserting after section 1 the following section:

“SECTION 1A. Section 7 of chapter 4 of the General Laws is hereby amended by striking out clause Tenth, as inserted by section 1, and inserting in place thereof the following clause:

Tenth, ‘Illegal gaming’, a banking or percentage game played with cards, dice, tiles, dominoes, or an electronic, electrical or mechanical device or machine for money, property, checks, credit or any representative of value, but excluding: (i) a lottery game conducted by the state lottery commission, under sections 24, 24A and 27 of chapter 10; (ii) a game conducted under chapter 23K; (iii) sports wagering conducted under chapter 23N; (iv) pari-mutuel wagering on horse races under chapters 128A and 128C; (v) a game of bingo conducted under chapter 271; and (vi) charitable gaming conducted under said chapter 271.”;

By inserting after section 4 the following section:

“SECTION 4A. Chapter 128C of the General Laws is hereby amended by inserting the following new section:

Section 9. Notwithstanding sections 1 to 8, inclusive, or any other general or special law to the contrary, no racing meeting licensee, including licensees holding racing meetings in connection with a state or county fair as defined in section 1 of chapter 128A, may simulcast or accept a simulcast wager on greyhound dog racing.”; and

By adding the following section:

“SECTION 24. Section 1A and 4A shall take effect 2 years after the effective date of this act.”.

The amendments were adopted.

Mr. Madaro of Boston then moved to amend the bill in section 16, in line 838, by inserting after the word “year” the following: “; provided, however, that this section shall not apply to use of telephones or other devices or means to place wagers authorized

pursuant to the provisions of section 5C of chapter 128A”; and the amendment was adopted.

Ms. Giannino of Revere then moved to amend the bill in section 4, in lines 72, 73, 119, 120, 244 (as changed by the committee on Bills in the Third Reading) and 245 (as changed by the committee on Bills in the Third Reading) by striking out the year: “2021” and inserting in place thereof, in each instance, the year: “2020”. The amendments were adopted.

Representative Jones of North Reading and other members of the House then moved to amend the bill in section 4, in line 678, by striking out the figures: “30” and inserting in place thereof the figures: “33”; and in line 681 by striking out the figure: “9” and inserting in place thereof the figure: “6”; and the amendments were adopted.

Mr. Hunt of Boston then moved to amend the bill in section 4, in line 254, by inserting after the word “commission.” the following sentence: “Nothing in this chapter shall require a category 3 licensee to partner with or have any commercial relationship with a category 1 or 2 licensee.”. The amendment was adopted.

Representatives Chan of Quincy, González of Springfield and LeBoeuf of Worcester then moved to amend the bill in section 4 by inserting after line 57 the following paragraph:

“‘Breaks’, the odd cents over any multiple of 10 cents of winnings per \$1 wagered.”,

By inserting after line 593 the following paragraph:

“(h) Unclaimed winning sports wagers shall be retained by the operator for the person entitled to the wager for 1 year after the game or event in which the wager was won. If no claim is made for the wager within 1 year, the cash or equivalent cash value of the wager shall be deposited in the Sports Wagering Control Fund established in section 15.”; and

In lines 642 to 651, inclusive, by striking out the paragraph contained in those lines and inserting in place thereof the paragraph:

“Section 15. (a) There shall be established and set up on the books of the commonwealth a separate fund to be known as the Sports Wagering Control Fund. The commission shall be the trustee of the fund and shall expend monies to finance operational activities of the commission pertaining to sports wagering. The fund shall be credited with: (i) any appropriation, bond proceeds or other monies authorized by the general court and specifically designated to be credited thereto; (ii) the proceeds of any fees collected pursuant to this section unless otherwise specified; (iii) application processing fees collected pursuant to sections 7 and 8; (iv) breaks; and (v) such additional funds as are subject to the direction and control of the commission. All available monies in the fund that are unexpended at the end of each fiscal year shall not revert to the General Fund and shall be available for expenditure in the subsequent fiscal year.”.

The amendments were adopted.

Mr. Livingstone of Boston then moved to amend the bill by inserting after section 22 the following section:

“SECTION 22A. The Massachusetts Gaming Commission shall study the feasibility of professional sports teams or their designees, or professional sports facilities offering sports wagering through mobile applications or other digital platforms, or in-person at a facility that hosts professional sports in the commonwealth. The study shall include, but shall not be limited to: (i) the ability of professional sports teams or their designee or professional sports facilities to operate sports wagering and to meet qualifications of licensure under chapter 23N of the General Laws; (ii) whether sports wagering must be operated by a professional sports team or their designee, a professional

sports facility or by an independent third party; (iii) the economic, public health and safety impacts to the commonwealth of authorizing sports wagering at a facility that hosts professional sports; (iv) the potential effect of sports wagering at a facility that hosts professional sports and the surrounding community, including, but not limited to: (A) minors; (B) problem gaming or gambling; and (C) the viewer experience at a professional sports event; and (v) any other effects or impacts the commission deems relevant. The commission shall report its findings to the clerks of the house and senate, the house and senate committees on ways and means and the joint committee on economic development and emerging technologies not later than December 31, 2022.”.

The amendment was adopted.

Ms. Sabadosa of Northampton then moved to amend the bill in section 4, in line 181, by inserting after the word “gambling” the words “, including, a requirement that sports wagering operator licensees shall display warnings prominently in person and on mobile applications and digital platforms related to the use of credit cards and cash advances”; and the amendment was adopted.

Pending the question on passing the bill, as amended, to be engrossed, Mr. Michlewitz of Boston asked for a count of the House to ascertain if a quorum was present. The Chair (Ms. Hogan of Stow), having determined that a quorum was not in attendance, then directed the Sergeant-at-Arms to secure the presence of a quorum.

Subsequently a roll call was taken for the purpose of ascertaining the presence of a quorum; and on the roll call (the Speaker having taken the Chair) 160 members were recorded as being in attendance.

Quorum,—
yea and nay
No. 72.

[See [Yea and Nay No. 72](#) in Supplement.]

Therefore a quorum was present.

Representatives Ramos of Springfield, Tyler of Boston and Chan of Quincy then moved to amend the bill in section 4, in lines 757 to 768, inclusive, by striking out the paragraph contained in those lines and inserting in place thereof the following paragraph:

“Section 20. The commission shall conduct a study into the feasibility of allowing retail locations in the commonwealth to operate sports wagering kiosks. The study by the commission shall include, but not be limited to, an analysis of: (i) the economic impact of this chapter on retail establishments that serve alcoholic beverages for on premises consumption, such as restaurants and bars; (ii) which retail locations have the ability to operate a sports wagering kiosk; (iii) the economic impact to the commonwealth of authorizing retail locations to operate a sports wagering kiosk; (iv) the methods and availability of payouts of winnings by a sports wagering kiosks at retail locations; (v) the public health and safety impacts to the commonwealth of authorizing retail locations to operate a sports wagering kiosk; (vi) the potential effect of sports wagering kiosks at retail locations on problem gaming or gambling; (vii) the impact of sports wagering kiosks at retail locations on minors; (viii) the economic impact of authorizing this method of sports wagering on businesses owned by people of color; (ix) the public health and economic impact of this method of sports wagering as an alternative to the current black market, particularly in communities far from authorized in-person sports wagering; and (x) recommendations to ensure diversity, equity and inclusion are included in this method of sports wagering. As part of the study, the commission shall consult retailers, convenience stores, restaurants, women and minority owned businesses and small business owners. The commission shall report on its findings and submit any recommendations to the clerks of the house and senate, the house and senate committees on ways and means, the joint committee on consumer protection and professional licensure and the joint committee on economic development and emerging technologies no later than December 31, 2022.”; and

By inserting after section 22A (inserted by amendment) the following section:

“SECTION 22B. The Massachusetts gaming commission shall conduct a study on the participation by minority business enterprises, women business enterprises and veteran business enterprises in the sports wagering industry in the commonwealth. The study shall include, but not be limited to, an analysis of: (i) participation in activities related to the regulation, licensing and promotion of sports wagering operators; (ii) the level of participation of women, minority and veteran employees working for sports wagering licensees and employers; (iii) the level of participation by minority and women-owned businesses that contract with or provide services to sports wagering licensees and employers; (iv) any barriers to employment of women and minorities in the sports wagering industry; and (v) methods for increasing racial and gender diversity in the workforce in the sports wagering industry, including whether to set reasonable and appropriate goals and procedures for increasing the number of minority business enterprises providing sports wagering industry-related services to sports wagering licensees and employers. The commission shall report on its findings and submit any recommendations to the clerks of the house and senate, the house and senate committees on ways and means, the joint committee on racial equity, civil rights, and inclusion and the joint committee on economic development and emerging technologies no later than July 1, 2022.”.

After remarks on the question on adoption of the amendments, the sense of the House was taken by yeas and nays, at the request of Mr. Ramos; and on the roll call 159 members voted in the affirmative and 0 in the negative.

[See [Yea and Nay No. 73 in Supplement.](#)]

[Mr. Rogers of Norwood answered “Present” in response to his name.]

Therefore the amendments were adopted.

Mr. Michlewitz of Boston then moved to amend the bill in section 4, in line 720, by striking out the word “and”; and in line 723, by inserting after the word “programs”, the second time it appears, the following: “and (3) For the purposes of providing matching grants to elementary and secondary youth sports, organizations, clubs and other school groups to attend events including, but not limited to, academic events and programs, cultural events and award ceremonies both nationally and internationally”.

The amendments were adopted.

On the question on passing the bill, as amended, to be engrossed, the sense of the House was taken by yeas and nays, at the request of Mr. Parisella of Beverly; and on the roll call 156 members voted in the affirmative and 3 in the negative.

[See [Yea and Nay No. 74 in Supplement.](#)]

[Mr. Rogers of Norwood answered “Present” in response to his name.]

Therefore the bill (House, No. 3993, published as amended) was passed to be engrossed. Sent to the Senate for concurrence.

The House Bill authorizing the use of Article ninety-seven land for roadway improvements in the town of Dunstable (House, No. 3936), reported by the committee on Bills in the Third Reading to be correctly drawn, was discharged from its position in the Orders of the Day and read a third time forthwith, under suspension of Rule 47, on motion of Mr. Jones of North Reading; and it was passed to be engrossed. Sent to the Senate for concurrence.

Order.

On motion of Mr. Michlewitz of Boston,—

Amendments adopted,—
yea and nay
No. 73.

Bill passed to be engrossed,—
yea and nay
No. 74.

Dunstable,—
land.

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

Next sitting.

At twenty-two minutes after six o'clock P.M., on motion of Mrs. Ferguson of Holden (the Speaker being in the Chair), the House adjourned, to meet the following Monday at eleven o'clock A.M., in an Informal Session.

The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



MONDAY, JULY 26, 2021.

[74]

JOURNAL OF THE HOUSE.

Monday, July 26, 2021.

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.

Resolutions.

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

Resolutions (filed by Mr. Kushmerek of Fitchburg) congratulating Patricia and Terry Martin on the occasion of their fiftieth wedding anniversary; and

Patricia and
Terry Martin.

Resolutions (filed by Mr. Philips of Sharon) congratulating Kevin Paul Fitzgerald on earning the Eagle Award of the Boy Scouts of America;

Kevin
Fitzgerald.

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.

Petitions.

A joint petition (subject to Joint Rule 9) of Sarah K. Peake and Julian Cyr (by vote of the town) relative to the Provincetown public pier corporation, was transmitted to the State Secretary, under the provisions of Chapter 3 of the General Laws.

Provincetown,—
public pier.

Petitions severally were presented and referred as follows:

By Mr. Jones of North Reading, a petition (accompanied by bill, House, No. 4020) of Bradley H. Jones, Jr. and Bruce E. Tarr (by vote of the town) that the town of North Reading be authorized to create a cell tower receipts fund in said town; and

North
Reading,—
fund.

By Representative Soter of Bellingham and Senator Fattman, a joint petition (accompanied by bill, House, No. 3998) of Michael J. Soter and Ryan C. Fattman (by vote of the town) relative to the residency requirement for the town administrator of the town of Blackstone;

Blackstone,—
town
administrator.

Severally to the committee on Municipalities and Regional Government.

By Mr. Puppolo of Springfield, a petition (accompanied by bill, House, No. 3997) of Angelo J. Puppolo, Jr. (by vote of the town) relative to the appointment and removal authority of the town administrator of the town of Wilbraham. To the committee on Public Service.

Wilbraham,—
town
administrator.

Severally sent to the Senate for concurrence.

Petitions severally were presented and referred as follows:

By Representative Kelcourse of Amesbury and Senator DiZoglio, a joint petition (subject to Joint Rule 12) of James M. Kelcourse and Diana DiZoglio that the commissioner of Capital Asset Management and Maintenance be authorized to convey a certain parcel of land to the town of Salisbury Affordable Housing Trust Fund for affordable housing purposes.

Salisbury,—
land.

By Mr. Mark of Peru, a petition (subject to Joint Rule 12) of Paul W. Mark and Adam G. Hinds that the commissioner of Capital Asset Management and Maintenance be authorized to convey a certain easement to the town of Savoy.

Savoy,—
easement.

By Mr. Ultrino of Malden, a petition (subject to Joint Rule 12) of Steven Ultrino relative to the termination of rental agreements or tenancy by certain tenants.

Rental
agreements.

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

Paper from the Senate.

The House Bill relative to reprecincting (House, No. 3863), came from the Senate passed to be engrossed, in concurrence, with an amendment striking out all after the enacting clause and inserting in place thereof the text contained in Senate document numbered 2489 [Senator Fattman, for the Senate committee on Ways and Means, dissenting]. The amendment was referred, under Rule 35, to the committee on Bills in the Third Reading.

Reprecincting.

Reports of Committees.

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

Senate bills

Regulating the terms of members of the zoning board of appeals in the city of Somerville (Senate, No. 1340) [Local Approval Received];

Somerville,—
zoning board.

Authorizing the appointment of special firefighters in the city of Somerville (Senate, No. 1734) [Local Approval Received]; and

Somerville,—
firefighters.

Establishing the minimum years of service required to be promoted to fire lieutenant in the fire department of the town of Fairhaven (Senate, No. 1747) [Local Approval Received]; and

Fairhaven,—
fire department.

House bills

Authorizing the disbursement of funds held by the town of Westford (House, No. 3724) [Local Approval Received];

Westford,—
funds.

Relative to outstanding fines, fees, penalties, or costs related to the use of fireworks or pyrotechnics in the city of Springfield (House, No. 3752, changed) [Local Approval Received]; and

Springfield,—
fireworks.

Authorizing the town of Deerfield to continue the employment of police department members Robert Warger, Joseph Mieczkowski, and Raymond Burniske (House, No. 3799) [Local Approval Received];

Deerfield,—
police.

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. Cabral of New Bedford, for the committee on State Administration and Regulatory Oversight, on a petition, a Bill authorizing the Division of Capital Asset

Hudson,—
land.

Management and Maintenance to convey a certain parcel of land to the town of Hudson (House, No. 3163) [Local Approval Received].

By the same member, for the same committee, on a joint petition, a Bill authorizing the conveyance of a parcel of land in the town of Brewster (House, No. 3217) [Local Approval Received].

By the same member, for the same committee, on a petition, a Bill authorizing the release of a restriction on certain parcels of land in Freetown (House, No. 3232).

By the same member, for the same committee, on House, No. 3188, a Bill authorizing the commissioner of Capital Asset Management and Maintenance to convey a certain parcel of land to the Fitchburg Redevelopment Authority (House, No. 3994).

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

By Mr. Gordon of Bedford, for the committee on Public Service, on a joint petition, a Bill establishing a sick leave bank for Julie DeRosa, an employee of the Department of Mental Health (House, No. 3915).

By the same member, for the same committee, on a petition, a Bill establishing a sick leave bank for Christina Ruccio, an employee of the Suffolk County Sheriff's Department (House, No. 3927).

By Mr. Cabral of New Bedford, for the committee on State Administration and Regulatory Oversight, on a joint petition, a Bill finalizing the transfer of land in the town of Middleton (House, No. 3178).

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

Brewster,—
land.

Freetown,—
land.

Fitchburg,—
land.

Julie
DeRosa,—
sick leave.

Christina
Ruccio,—
sick leave.

Middleton,—
land.

Emergency Measures.

The engrossed Bill providing for the terms of certain bonds to be issued by the Commonwealth (see House, No. 3975), 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.

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 3 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.

Bonds,—
terms.

Bill
enacted.

The engrossed Bill extending simulcasting and horse racing authorization (see House, No. 3976), 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.

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 3 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.

Simulcasting.

Bill
enacted.

Orders of the Day.

House bills

Revoking the town of Longmeadow's acceptance of a certain general law establishing a board of election commissioners (House, No. 94); and

Authorizing special police officers in the town of Natick to serve until the age of 70 (House, No. 3762);

Severally reported by the committee on Bills in the Third Reading to be correctly drawn, were read a third time; and they were passed to be engrossed. Severally sent to the Senate for concurrence.

Third reading bills.

The Senate Bill validating the actions taken at the 2020 biennial state election held in the city known as the town of Randolph (Senate, No. 493), reported by the committee on Bills in the Third Reading to be correctly drawn, was read a third time.

Randolph,— election.

Pending the question on passing the bill to be engrossed, in concurrence, Ms. Garlick of Needham moved to amend it in section 1, in lines 1 and 2, by striking out the following: "section 2 of chapter 50 of the General Laws," (as changed by the Senate committee on Bills in the Third Reading).

The amendment was adopted; and the bill (Senate, No. 493, amended) was passed to be engrossed, in concurrence. Sent to the Senate for concurrence in the amendment.

The House Bill amending the special act charter of the city of Northampton (House, No. 2202), reported by the committee on Bills in the Third Reading to be correctly drawn, was read a third time.

Northampton,— charter.

Pending the question on passing the bill to be engrossed, Ms. Garlick of Needham moved to amend it by substitution of a bill with the same title (House, No. 3995), 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 city of Cambridge to use certain land for general municipal purposes and the installation of subsurface geothermal wells (House, No. 3768) (its title having been changed by the committee on Bills in the Third Reading), reported by said committee to be correctly drawn, was read a third time.

Cambridge,— land.

Pending the question on passing the bill to be engrossed, Ms. Garlick of Needham moved to amend it by substitution of a bill with the same title (House, No. 3996), 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. Mariano of Quincy,—

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

Next sitting.

At fourteen minutes before twelve o'clock noon, on motion of Mrs. Ferguson of Holden (Mr. Donato of Medford being in the Chair), the House adjourned, to meet the following Wednesday at eleven o'clock A.M.

The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



WEDNESDAY, JULY 28, 2021.

[75]*

JOURNAL OF THE HOUSE.

Wednesday, July 28, 2021.

Met according to adjournment at eleven o'clock A.M., under emergency rules, 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.

During the session the Chair (Ms. Hogan of Stow) declared a brief recess; and at the request of Mr. Ryan of Boston, the members and employees stood in a moment of silent tribute to the memory of Francis J. "Frank" Garvin.

Francis J.
"Frank"
Garvin.

Born in Charlestown, Frank began his career with the Chelsea Police Department in 1974; subsequently graduating as part of the 197th class of the FBI Academy in 1995. Frank was Chief of the Chelsea Police Department from 2001-2007. Frank was also a professor at Bunker Hill Community College, teaching criminal justice classes.

Never one to shy away from a challenge, Frank decided his next conquest would be Hollywood. He was a member of the Screen Actors Guild; with roles in such shows as *The Odd Couple*, *Plaza Suite*, *The Brotherhood*, *The Town and Manchester by the Sea*.

He was the son of the late Francis and Bridget Garvin (Kelly). Frank is predeceased by his younger sister Jacquelynn. Frank never forgot how much he loved his siblings, Gail, Sherry, husband Roy, Edward, wife Katie, and Jacquelynn. He is survived by his beloved wife Anne Marie and his only son, Brendan, who Frank would always say was his favorite son. He was 74 years of age.

Reports of Committees.

By Mr. Galvin of Canton, for the committee on Rules, that Joint Rule 7B be suspended on the joint petition of Natalie M. Higgins and John J. Cronin (with the approval of the mayor and city council) relative to providing for special police officers in the city of Leominster. Under suspension of the rules, on motion of Mr. Wong of Saugus, the report was considered forthwith. Joint Rule 7B was suspended; and the petition (accompanied by bill) was referred to the committee on Public Service. Sent to the Senate for concurrence.

Leominster,—
special police.

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 joint petition of Gerard J. Cassidy and Michael D. Brady for legislation to designate the Department of Unemployment Assistance building in the city of Brockton as the C. Gerald Lucey building. Under suspension of the rules, on motion of Mr. Wong of Saugus, the report was considered forthwith. Joint Rule 12 was

Brockton,—
Gerald Lucey
building.

suspended; and the petition (accompanied by bill) was referred to the committee on State Administration and Regulatory Oversight. Sent to the Senate for concurrence.

By Mr. Lawn of Watertown, for the committee on Health Care Financing, asking to be discharged from further consideration of the House Bill to promote student nutrition (House, No. 715),— and recommending that the same be referred to the committee on Ways and Means. Under Rule 42, the report was considered forthwith; and it was accepted. Sent to the Senate for concurrence, inasmuch as relates to the discharge of the committee.

Student nutrition.

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

Further regulating storage of alcoholic beverages (House, No. 338);

Alcohol.
Concussion,—
prevention.

To prevent concussion and head injury (House, No. 540) [Representative Diggs of Barnstable, of the committee on Education, dissenting];

Relative to school operational efficiency (House, No. 596);

Schools.

Requiring instruction in CPR and the use of defibrillators for high school graduation (House, No. 610);

CPR and
defibrillators.

Concerning disposable menstrual products in schools (House, No. 690);

Menstruation.

To repeal Chapter 404 of the Acts of 2008 (House, No. 2190) [Local Approval Received];

North Andover,—
town manager.

Finalizing the transfer of land in the town of Middleton (House, No. 3178);

Middleton.

Establishing a sick leave bank for Julie DeRosa, an employee of the Department of Mental Health (House, No. 3915); and

Julie
DeRosa.

Establishing a sick leave bank for Christina Ruccio, an employee of the Suffolk County Sheriff's Department (House, No. 3927);

Christina
Ruccio.

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. Straus of Mattapoisett, for the committee on Transportation, on a petition, a Bill relative to license plate year of manufacture registration (House, No. 3484).

License plate
registration.

By the same member, for the same committee, on a petition, a Bill relative to Massachusetts drivers [sic] license information (House, No. 3517).

Licenses,—
contacts.

By the same member, for the same committee, on a petition, a Bill relative to gender identity on Massachusetts identification (House, No. 3521).

Identification,—
gender.

By the same member, for the same committee, on a petition, a Bill promoting personal access of driving records (House, No. 3539).

Driving
records.

By the same member, for the same committee, on a petition, a Bill relative to wireless transmissions from motor vehicles (House, No. 3598).

Wireless
transmissions.

By the same member, for the same committee, on a petition, a Bill relative to all-electronic tolling data privacy (House, No. 3601).

Electronic
tolling.

By the same member, for the same committee, on House, Nos. 3498 and 3603, a Bill relative to antique motor vehicle inspections (House, No. 3603, changed in line 3 by striking out the figures: "50" and inserting in place thereof the figures: "45").

Antique cars,—
inspections.

By the same member, for the same committee, on a petition, a Bill relative to transportation infrastructure value capture (House, No. 3608).

Transportation
infrastructure.

By the same member, for the same committee, on a joint petition, a Bill relative to unmanned aerial systems (House, No. 3609).

Drones.

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

By Mr. Arciero of Westford, for the committee on Housing, on a petition, a Bill relative to the design, development, construction and operation of a senior low-income and affordable housing project located at 144 Greenmont Avenue in the town of Dracut (House, No. 3722) [Local Approval Received].

Dracut,—
housing.

By the same member, for the same committee, on a petition, a Bill further regulating certain affordable housing in Ipswich, Massachusetts (House, No. 3809) [Local Approval Received].

Ipswich,—
housing.

By Mr. Straus of Mattapoisett, for the committee on Transportation, on a petition, a Bill relative to special regulations for vehicle specific checkpoints (House, No. 3447).

Vehicle
checkpoints.

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

Recess.

At thirteen minutes after eleven o'clock A.M., on motion of Mrs. Ferguson of Holden (Mr. Donato of Medford being in the Chair), the House recessed until one o'clock P.M.; and at eighteen minutes after one o'clock the House was called to order with Ms. Hogan of Stow in the Chair.

Recess.

Quorum.

As required under the provision of Emergency Rule 2(4), 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. 75.

[See [Yea and Nay No. 75](#) in Supplement.]

Therefore a quorum was present.

Reports of Committees.

Mr. Michlewitz of Boston, for the committee on Ways and Means, on a message from His Excellency the Governor (for message, see House, No. 4019), returning with his disapproval of parts of certain items contained in the engrossed Bill making appropriations for the fiscal year 2022 for the maintenance of the departments, boards, commissions, institutions and certain activities of the Commonwealth, for interest, sinking fund and serial bond requirements and for certain permanent improvements (see House, No. 4002), reported, in part, that parts of certain items stand (as passed by the General Court). Severally referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

General
Appropriation
Bill.

Mr. Honan of Boston, for said committee, reported, in each instance, that the matters be scheduled for consideration by the House. Under suspension of Rule 7A, in each instance, on motion of Mr. Michlewitz of Boston, the matters were considered forthwith, as follows:

Item 1595-6370 (contained in section 2E) (CTF Transfer to RTA's), which had been reduced by the Governor, then was considered.

The Governor had reduced said item from \$94,000,000 to \$90,500,000.

After remarks on the question on passing said item, notwithstanding the reduction of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 158 members voted in the affirmative and 1 in the negative.

[See [Yea and Nay No. 76](#) in Supplement.]

Therefore item 1595-6370 passed, notwithstanding the reduction of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 7004-0102 (contained in section 2) (programs for homeless individuals), which had been disapproved by the Governor, then was considered.

The Governor had stricken certain wording.

On the question on passing said item, notwithstanding the action of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 129 members voted in the affirmative and 30 in the negative.

[See [Yea and Nay No. 77](#) in Supplement.]

Therefore item 7004-0102 was passed, notwithstanding the action of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 2310-0200 (contained in section 2) (Division of Fisheries and Wildlife), which had been reduced by the Governor, then was considered.

The Governor had stricken certain wording and reduced said item from \$16,181,737 to \$16,081,737.

On the question on passing said item, notwithstanding the reductions of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 135 members voted in the affirmative and 24 in the negative.

[See [Yea and Nay No. 78](#) in Supplement.]

Therefore item 2310-0200 passed, notwithstanding the reductions of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 7061-9010 (contained in section 2) (charter school temporary reimbursement and capital facilities payments), which had been reduced by the Governor, then was considered.

The Governor had stricken certain wording and reduced said item from \$154,604,742 to \$151,704,742.

On the question on passing said item, notwithstanding the reductions of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 155 members voted in the affirmative and 3 in the negative.

[See [Yea and Nay No. 79](#) in Supplement.]

[Ms. Sullivan of Abington answered "Present" in response to her name.]

Therefore item 7061-9010 passed, notwithstanding the reductions of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 7004-0101 (contained in section 2) (emergency housing assistance - family shelters and services), which had been reduced by the Governor, then was considered.

The Governor had stricken certain wording and reduced said item from \$196,960,750 to \$196,810,750.

On the question on passing said item, notwithstanding the reductions of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter

CTF transfer
to RTA's
item 1595-6370
stands,—
yea and nay
No. 76.

Programs
for homeless
individuals
item 7004-0102
stands,—
yea and nay
No. 77.

Division
of Fisheries
and Wildlife
item 2310-0200
stands,—
yea and nay
No. 78.

Charter school
temporary
reimbursement
and capital
facilities
payments
item 7061-9010
stands,—
yea and nay
No. 79.

Emergency
housing

I, Section I, Article II of the Constitution; and on the roll call 141 members voted in the affirmative and 18 in the negative.

[See [Yea and Nay No. 80](#) in Supplement.]

Therefore item 7004-0101 passed, notwithstanding the reductions of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 2000-0101 (contained in section 2) (climate change adaptation and preparedness), which had been disapproved by the Governor, then was considered.

The Governor had stricken certain wording.

On the question on passing said item, notwithstanding the action of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 135 members voted in the affirmative and 24 in the negative.

[See [Yea and Nay No. 81](#) in Supplement.]

Therefore item 2000-0101 (contained in section 2) was passed, notwithstanding the action of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 2511-0100 (contained in section 2) (Department of Agricultural Resources), which had been reduced by the Governor, then was considered.

The Governor had stricken certain wording and reduced said item from \$9,226,466 to \$9,176,466.

On the question on passing said item, notwithstanding the reductions of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 156 members voted in the affirmative and 3 in the negative.

[See [Yea and Nay No. 82](#) in Supplement.]

Therefore item 2511-0100 passed, notwithstanding the reductions of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 8900-0001 (contained in section 2) (Department of Correction facilities), which had been disapproved by the Governor, then was considered.

The Governor had stricken certain wording.

On the question on passing said item, notwithstanding the action of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 132 members voted in the affirmative and 27 in the negative.

[See [Yea and Nay No. 83](#) in Supplement.]

Therefore item 8900-0001 (contained in section 2) was passed, notwithstanding the action of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 5011-0100 (contained in section 2) (Department of Mental Health), which had been reduced by the Governor, then was considered.

The Governor had stricken certain wording and reduced said item from \$30,173,790 to \$30,023,790.

On the question on passing said item, notwithstanding the reductions of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 147 members voted in the affirmative and 12 in the negative.

[See [Yea and Nay No. 84](#) in Supplement.]

assistance –
family shelters
and services
item 7004-0101
stands,—
yea and nay
No. 80.

Climate change
adaptation and
preparedness
item 2000-0101
stands,—
yea and nay
No. 81.

Department
of Agricultural
Resources
item 2511-0100
stands,—
yea and nay
No. 82.

Department
of Correction
facilities
item 8900-0001
stands,—
yea and nay
No. 83.

Department of
Mental Health
item 5011-0100
stands,—
yea and nay
No. 84.

Therefore item 5011-0100 passed, notwithstanding the reductions of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 8200-0200 (contained in section 2) (Municipal Police Training Council), which had been reduced by the Governor, then was considered.

The Governor had stricken certain wording and reduced said item from \$4,577,545 to \$3,577,545.

On the question on passing said item, notwithstanding the reductions of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 159 members voted in the affirmative and 0 in the negative.

[See [Yea and Nay No. 85 in Supplement.](#)]

Therefore item 8200-0200 passed, notwithstanding the reductions of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 1595-6369 (contained in section 2E) (CTF transfer to MBTA), which had been disapproved by the Governor, then was considered.

The Governor had stricken certain wording.

On the question on passing said item, notwithstanding the action of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 130 members voted in the affirmative and 29 in the negative.

[See [Yea and Nay No. 86 in Supplement.](#)]

Therefore item 1595-6369 (contained in section 2E) was passed, notwithstanding the action of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 7004-9316 (contained in section 2) (residential assistance for families in transition), which had been disapproved by the Governor, then was considered.

The Governor had stricken certain wording.

On the question on passing said item, notwithstanding the action of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 151 members voted in the affirmative and 8 in the negative.

[See [Yea and Nay No. 87 in Supplement.](#)]

Therefore item 7004-9316 (contained in section 2) was passed, notwithstanding the action of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Section 99 (charitable deduction delay), which had been vetoed by the Governor, then was considered.

After debate on the question on passing said section, notwithstanding the objections of His Excellency the Governor, the sense of the House was determined by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 124 members voted in the affirmative and 35 in the negative.

[See [Yea and Nay No. 88 in Supplement.](#)]

Therefore section 99 was passed, notwithstanding the objections of the Governor (more than two-thirds of members present and voting having voted in the affirmative). Sent to the Senate for its action.

Section 121 (COVID-19 impacts on children's behavioral health study), which had been vetoed by the Governor, then was considered.

On the question on passing said section, notwithstanding the objections of His Excellency the Governor, the sense of the House was determined by yeas and nays,

Municipal Police Training Council item 8200-0200 stands,—
yea and nay
No. 85.

CTF transfer to MBTA item 1595-6369 stands,—
yea and nay
No. 86.

Residential assistance for families in transition item 7004-9316 stands,—
yea and nay
No. 87.

Charitable deduction delay section 99 stands,—
yea and nay
No. 88.

Children's behavioral

as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 147 members voted in the affirmative and 12 in the negative.

[See [Yea and Nay No. 89 in Supplement.](#)]

Therefore section 121 was passed, notwithstanding the objections of the Governor (more than two-thirds of members present and voting having voted in the affirmative). Sent to the Senate for its action.

health study section 121 stands,— yea and nay No. 89.

Prior to the noon recess (Mr. Donato of Medford being in the Chair), Mr. Michlewitz of Boston, for the committee on Ways and Means, reported that the House Bill preserving open space in the Commonwealth (House, No. 851), ought to pass. Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Open spaces.

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

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, the noon recess having terminated (Ms. Hogan of Stow being in the Chair), under suspension of the rules, on motion of Ms. Balser of Newton, 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.

Orders of the Day.

Mr. Donato of Medford being in the Chair,—
House bills

To change the name of the board of selectmen in the town of Burlington to select board (House, No. 2166); and

Third reading bills.

Relative to the fire department of the town of Fairhaven (House, No. 2782) (its title having been changed by the committee on Bills in the Third Reading);

Severally reported by said committee to be correctly drawn, were read a third time; and they were passed to be engrossed. Severally sent to the Senate for concurrence.

Ms. Hogan of Stow being in the Chair,—

The engrossed Bill establishing a hate crimes task force (see House, No. 4003), being a printed copy of Section 6 contained in the engrossed Bill making appropriations for the fiscal year 2022 (see House, No. 4002), which had been returned by His Excellency the Governor with recommendation of amendment (for message see Attachment C of House, No. 4019), was considered.

Hate crimes task force.

The committee on Bills in the Third Reading reported recommending that the amendment recommended by the Governor be considered in the following form:

By striking all after the enacting clause and inserting in place thereof the following:

“SECTION 1. Chapter 6 of the General Laws is hereby amended by adding the following section:

Section 221. (a) There is hereby established a task force, to be known as the governor’s task force on hate crimes.

(b) The task force shall consist of the secretary of public safety and security or a designee, who shall serve as co-chair and up to 26 additional members, up to 19 of whom shall be appointed by and serve at the pleasure of the Governor; 1 of whom

shall be appointed by the attorney general; the chairs of the joint committee on the judiciary; the chairs of the joint committee on racial equity, civil rights, and inclusion; and the minority leaders of the house of representatives and senate. The task force may include representatives of victim assistance agencies; advocates for communities affected by hate crimes; the various district attorneys' offices; state, local and university police departments; educators and students; and others with expertise or experience in hate crimes issues. One of the persons appointed by the governor shall be designated by the governor to serve as co-chair.

(c) The task force shall advise the governor and legislature on issues relating to the prevalence, deterrence, and prevention of hate crimes in the commonwealth and the support of victims of hate crimes. Additionally, the task force shall:

(1) Promote full and effective cooperation and coordination among law enforcement agencies and communities affected by hate crimes, to improve prevention, investigation, and prosecution of hate crimes;

(2) Develop best practices related to technical assistance for school districts that may seek to incorporate hate crime education into their curricula;

(3) Recommend policies, procedures and programs to ensure state and local government provide enhanced support for victims of hate crimes and their communities;

(4) Encourage and assist law enforcement agencies in hate crimes reporting pursuant sections 32 to 35, inclusive, of chapter 22C, including assistance in gathering, analyzing, and publishing hate crime reports;

(5) Encourage law enforcement agencies to enforce section 39 of chapter 265; and

(6) Recommend any appropriate legislation, regulations, policies or procedures to better combat hate crimes.

(d) The Task Force shall meet at least quarterly each year at the direction of the co-chairs, and shall submit to the governor, the clerks of the senate and house of representatives, the senate and house committees on ways and means, the joint committee on the judiciary and the joint committee on public safety and homeland security an annual report that addresses the mission of the task force, targeted objectives, options and recommended actions, and metrics to measure the effect of such recommendations on hate crimes in the commonwealth.

(e) The co-chairs, as needed, may establish subcommittees comprised of members of the task force and non-members drawn from various groups and organizations with expertise or experience in hate crimes issues.

SECTION 2. This act shall take effect as of July 1, 2021.”; and the report was accepted.

The amendment recommended by the Governor then was rejected. Sent to the Senate for its action.

The engrossed Bill relative to certain statutory funds and transfers of appropriations (see House, No. 4004), being a printed copy of Sections 7, 102 and 103 contained in the engrossed Bill making appropriations for the fiscal year 2022 (see House, No. 4002), which had been returned by His Excellency the Governor with recommendation of amendment (for message see Attachment D of House, No. 4019), was considered.

Statutory funds and transfers.

The committee on Bills in the Third Reading reported recommending that the amendment recommended by the Governor be considered in the following form:

By striking all after the enacting clause and inserting in place thereof the following:

“SECTION 1. Chapter 10 of the General Laws is hereby amended by inserting after section 35PPP the following section:

Section 35QQQ. Effective June 30, 2021, there shall be established and set up on the books of the commonwealth a separate fund known as the Student Opportunity Act Investment Fund. The fund shall be credited with: (i) appropriations or other money authorized or transferred by the general court and specifically designated to be credited to the fund; (ii) funds from public and private sources, including, but not limited to gifts, grants and donations; and (iii) any interest earned on such money. Amounts credited to the fund shall be expended, subject to appropriation, for the implementation of chapter 132 of the acts of 2019. Money remaining in the fund at the end of a fiscal year shall not revert to the General Fund. The fund shall not be subject to section 5C of chapter 29.

SECTION 2. Notwithstanding any general or special law to the contrary, the comptroller shall transfer \$250,000,000 during fiscal year 2021 from the General Fund to the Commonwealth’s Pension Liability Fund established in subsection (e) of subdivision (8) of section 22 of chapter 32 of the General Laws.

SECTION 3. Notwithstanding any general or special law to the contrary, the comptroller shall transfer \$350,000,000 during fiscal year 2021 from the General Fund to the Student Opportunity Act Investment Fund, established in section 35QQQ of chapter 10 of the General Laws.

SECTION 4. This act shall take effect as of July 1, 2021.”; and the report was accepted.

The amendment recommended by the Governor then was rejected.

Mr. Michlewitz of Boston then moved to amend the bill by striking out all after the enacting clause and inserting in place thereof the following:

“SECTION 1. Chapter 10 of the General Laws is hereby amended by inserting after section 35PPP the following 2 sections:-

Section 35QQQ. (a) There shall be established and set up on the books of the commonwealth a Revere Beach Reservation Trust Fund to be expended, without further appropriation, by the secretary of energy and environmental affairs for the long-term preservation, maintenance, nourishment and public safety of Revere beach in the city of Revere. Any balance in the fund at the end of the fiscal year shall not revert to the General Fund, but shall remain available for expenditure in subsequent fiscal years. No expenditure made from the fund shall cause the fund to become deficient at any point during a fiscal year. Annually, not later than October 1, a report shall be filed with the clerks of the senate and house of representatives and the house and senate committees on ways and means that shall include projects undertaken, expenditures made and income received by the fund.

(b) Not less than 50 per cent of the revenue collected by the department of conservation and recreation from parking stations installed on or after January 1, 2021 and not less than 50 per cent of the revenues generated through parking violations within the Revere beach reservation shall be deposited into the Revere Beach Reservation Trust Fund. Expenditures by the trust shall be used for capital improvements to Revere beach reservation.

(c) Annually, not later than November 30, the department of conservation and recreation shall meet with the mayor of the city of Revere to discuss the maintenance and safety plan for the beach for the next calendar year and the balance and expenditures from the Revere Beach Reservation Trust Fund.

Section 35RRR. There shall be established and set up on the books of the commonwealth a separate fund known as the Student Opportunity Act Investment Fund. The fund shall be credited with: (i) appropriations or other money authorized

or transferred by the general court and specifically designated to be credited to the fund; (ii) funds from public and private sources, including, but not limited to gifts, grants and donations; and (iii) any interest earned on such money. Amounts credited to the fund shall be expended, subject to appropriation, for the implementation of chapter 132 of the acts of 2019. Money remaining in the fund at the end of a fiscal year shall not revert to the General Fund. The fund shall not be subject to section 5C of chapter 29.

SECTION 2. Notwithstanding any general or special law to the contrary, upon determination by the secretary of administration and finance that revenues for fiscal year 2022, estimated pursuant to section 5B of chapter 29 of the General Laws, are consistent with the estimates used in the general appropriation act for fiscal year 2022, and that no allotment reductions are needed pursuant to sections 9B and 9C of said chapter 29, the comptroller shall, not later than October 15, 2021, establish a monthly schedule for the duration of said fiscal year transferring no less than: (i) \$350,000,000 to the Student Opportunity Act Investment Fund, established in section 35RRR of chapter 10 of the General Laws; and (ii) \$250,000,000 into the Commonwealth's Pension Liability Fund established in subsection (e) of subdivision (8) of section 22 of chapter 32 of the General Laws; provided, however, that if the secretary determines that the revenue estimates made pursuant to said section 5B of said chapter 29 are inconsistent with those used in the general appropriation act for fiscal year 2022 and insufficient to make said transfers in full, the comptroller shall prorate said transfers to accommodate the updated revenue estimates; and provided further, that if said transfers are prorated, before transferring the consolidated net surplus in the budgetary funds to the Commonwealth Stabilization Fund pursuant to section 5C of said chapter 29, the comptroller shall determine if there is sufficient revenue to increase said transfers up to the full amounts in this section and shall dispose of the consolidated net surplus in the budgetary funds for fiscal year 2022 to proportionately increase said transfers up to the full amounts.

SECTION 3. Section 35RRR of chapter 10 of the General Laws shall take effect as of June 30, 2021.

SECTION 4. Except as otherwise specified, this act shall take effect as of July 1, 2021.”.

The amendment was adopted. Sent to the Senate for its action.

The engrossed Bill relative to the water supply protection trust (see House, No. 4005), being a printed copy of Section 8 contained in the engrossed Bill making appropriations for the fiscal year 2022 (see House, No. 4002), which had been returned by His Excellency the Governor with recommendation of amendment (for message see Attachment E of House, No. 4019), was considered.

Water supply protection trust.

The committee on Bills in the Third Reading reported recommending that the amendment recommended by the Governor be considered in the following form:

By striking all after the enacting clause and inserting in place thereof the following:

“SECTION 1. Section 75 of chapter 10 of the General Laws, as appearing in the 2018 Official Edition, is hereby amended by inserting after the word ‘(c)’, in line 95, the following words: ; provided, however, that said salaries, staffing levels and other employee expenses so set forth shall be included in an annual staffing plan.

SECTION 2. This act shall take effect as of July 1, 2021.”; and the report was accepted.

The amendment recommended by the Governor then was rejected. Sent to the Senate for its action.

The engrossed Bill relative to alternative compliance payment liens (see House, No. 4006), being a printed copy of Section 12 contained in the engrossed Bill making appropriations for the fiscal year 2022 (see House, No. 4002), which had been returned by His Excellency the Governor with recommendation of amendment (for message, see Attachment F of House, No. 4019), was considered.

The committee on Bills in the Third Reading reported recommending that the amendment recommended by the Governor be considered in the following form:

By striking all after the enacting clause and inserting in place thereof the following:

“SECTION 1. Chapter 25A of the General Laws is hereby amended by adding the following section:-

Section 18. (a) Upon issuance by the department of a notice of non-compliance, any alternative compliance payment, as defined in 225 CMR 14.02, owed by a retail electric supplier pursuant to sections 11F, 11F1/2 and 17, including any interest, additional amount, addition to debt or assessable penalty under section 7, together with any costs that may accrue in addition thereto, shall constitute a debt to the department. Such debt shall also be a lien in favor of the department upon all property and rights to property, whether real or personal, belonging to the indebted retail electric supplier, including property acquired after the lien arises. The lien shall arise 30 days after the department issues the first notice of non-compliance and shall continue until: (1) the debt is satisfied; (2) a judgment against the retail electric supplier arising out of such debt is satisfied; (3) any such debt or judgment is discharged by the department by a waiver or release under subsection (d); or (4) any such debt or judgment becomes unenforceable by reason of the lapse of time. The lien created in favor of the department for any such alternative compliance payment shall remain in effect for a period of 10 years after issuance of the notice of non-compliance. For a bankruptcy case under the United States Code, the running of the period of limitations in this section shall be suspended for: (i) the period during which the department is prohibited by reason of such case from collecting the lien and (ii) the period during which a plan for payment of the lien is in effect and 6 months thereafter. The running of the period of limitations in this section shall be suspended for the period during which the payment or collection is stayed pursuant to the retail electric supplier contesting the lien. If the lien would extend beyond its initial or any subsequent 10-year period, the department may refile its notice of lien. If any such notice of lien is refiled within the required refiling period, as defined in section 6323(g)(3) of the Internal Revenue Code, the lien in favor of the department shall relate back to the date of the first such lien filing. The department shall promulgate such regulations as may be necessary for the implementation of this subsection.

(b) A lien imposed by this section shall not be perfected as against any mortgagee, pledgee, purchaser, creditor or judgment creditor until notice thereof has been filed by the department:

(1) with respect to real property or fixtures, in the registry of deeds of the county where such property is situated; and

(2) with respect to personal property other than fixtures, in the filing office in which the filing of a financing statement would perfect, under article 9 of chapter 106, an attached nonpossessory security interest in tangible personal property belonging to the retail electric supplier liable to pay the alternative compliance payment as if the retail electric supplier were located in the commonwealth under section 9-307 of said chapter 106. The filing of any such lien or of a waiver or release of any such lien shall

be received and registered or recorded without payment of any fee in the commonwealth.

(c) In any case where an alternative compliance payment becomes due upon issuance of a notice of non-compliance, the department, in addition to other modes of relief, may direct a civil action to be filed in a superior court of the commonwealth to collect the debt or enforce the lien of the department under this section with respect to such liability, or to subject any property of whatever nature, of the indebted retail electric supplier, or in which the supplier has any right, title or interest, to the payment of such liability.

(d) The department may issue a waiver or release of any lien imposed by this section. Such waiver or release shall be conclusive evidence that the lien upon the property covered by the waiver or release is extinguished. The department shall issue a waiver or release of any lien imposed by this section in any case where the debt for which such lien attached has been paid or legally abated.

SECTION 2. This act shall take effect as of July 1, 2021.”; and the report was accepted.

The amendment recommended by the Governor then was adopted. Sent to the Senate for its action.

The engrossed Bill relative to post-retirement employment of public retirees (see House, No. 4007), being a printed copy of Section 18 contained in the engrossed Bill making appropriations for the fiscal year 2022 (see House, No. 4002), which had been returned by His Excellency the Governor with recommendation of amendment (for message see Attachment G of House, No. 4019), was considered.

Public retirees,—
employment.

The committee on Bills in the Third Reading reported recommending that the amendment recommended by the Governor be considered in the following form:

By striking all after the enacting clause and inserting in place thereof the following:

“SECTION 1. Section 91 of chapter 32 of the General Laws, as appearing in the 2018 Official Edition, is hereby amended by striking out, in lines 97 and 113, the words ‘nine hundred and sixty’ and inserting in place thereof, in each instance, the following figure:- 975.

SECTION 2. Said section 91 of said chapter 32 is hereby further amended by adding the following paragraph:

(f) (1) The secretary of administration and finance may exempt a position for any calendar year from the requirements of paragraphs (a) to (d), inclusive where the secretary finds that a department or agency of the commonwealth, county, city, town, district or authority has a critical shortage of qualified personnel. The department or agency of the commonwealth, county, city, town, district or authority must demonstrate to the secretary that there is a shortage in qualified personnel and that a good-faith effort has been made to hire qualified personnel who have not retired under this chapter. The period of a determination of a critical shortage shall not exceed 1 year, but a public entity may seek to invoke this provision in consecutive years upon a new demonstration of a good-faith effort to hire personnel who have not retired. The secretary shall notify the appropriate public entity of each determination of a critical shortage made for the purposes of this paragraph. Any such retired person who renders service pursuant to this paragraph shall be subject to all laws, rules and regulations governing the employment in such positions. Such person shall not be deemed to have resumed active membership in a system and said service shall not be counted as creditable service toward retirement; provided that the earnings therefrom when added to any pension or retirement allowance the person is receiving do not

exceed the salary that is being paid for the position from which the person was retired or in which his employment was terminated plus \$15,000.

(2) The provisions of this paragraph shall apply to any positions not subject to the provisions of paragraph (e).

SECTION 3. This act shall take effect as of July 1, 2021.”; and the report was accepted.

The amendment recommended by the Governor then was rejected. Sent to the Senate for its action.

The engrossed Bill repealing certain tax expenditures (see House, No. 4008), being a printed copy of Sections 23, 30, 32, 33, 34 and 145 contained in the engrossed Bill making appropriations for the fiscal year 2022 (see House, No. 4002), which had been returned by His Excellency the Governor with recommendation of amendment (for message see Attachment H of House, No. 4019), was considered.

Tax
expenditures.

The committee on Bills in the Third Reading reported recommending that the amendment recommended by the Governor be considered in the following form:

By striking out all after the enacting clause and inserting in place thereof the following:

“SECTION 1. Paragraph (2) of subsection (a) of section 2 of chapter 62 of the General Laws, as appearing in the 2018 Official Edition, is hereby amended by striking out subparagraph (G).

SECTION 2. Paragraph 3 of section 30 of chapter 63 of the General Laws, as so appearing, is hereby amended by striking out the second to fifth sentences, inclusive.

SECTION 3. This act shall apply for taxable years beginning on or after January 1, 2021.”; and the report was accepted.

The amendment recommended by the Governor then was rejected. Sent to the Senate for its action.

The engrossed Bill relative to the taxation of pass-through entities (see House, No. 4009), being a printed copy of Section 39 contained in the engrossed Bill making appropriations for the fiscal year 2022 (see House, No. 4002), which had been returned by His Excellency the Governor with recommendation of amendment (for message see Attachment I of House, No. 4019), was considered.

Pass-through
entities,—
taxation.

The committee on Bills in the Third Reading reported recommending that the amendment recommended by the Governor be considered in the following form:

By striking out all after the enacting clause and inserting in place thereof the following:

“SECTION 1. The General Laws are hereby amended by inserting after chapter 63B the following chapter:

CHAPTER 63C.

TAXATION OF PASS-THROUGH ENTITIES

Section 1. For taxable years beginning on or after January 1, 2021, an eligible pass-through entity may elect to pay an excise on its qualified income taxable in Massachusetts at a rate of five per cent. A qualified member of an electing pass-through entity shall be allowed a credit against the tax imposed under chapter 62 for the qualified member’s share of such excise paid by the pass-through entity. The credit shall be available to qualified members in an amount proportionate to each member’s share of the pass-through entity’s qualified income taxable in Massachusetts. The credit shall be available for the member’s taxable year in which the pass-through entity’s taxable year ends.

Section 2. This chapter shall not apply to taxable years for which the federal limitation on the state and local tax deduction imposed by Code section 164(b)(6) has expired or is otherwise not in effect.

Section 3. The following words as used in this chapter shall, unless the context otherwise requires, have the following meanings:

‘Code’, the Internal Revenue Code as defined in section 1 of chapter 62 and applicable to the taxable year.

‘Commissioner’, the commissioner of revenue.

‘Eligible pass-through entity’, an S corporation under Code section 1361, a partnership under Code section 701 or a limited liability company that is treated as an S corporation or partnership under those Code sections.

‘Qualified income taxable in Massachusetts’, income of an eligible pass-through entity determined under chapter 62 allocable to a qualified member and included in such member's Massachusetts taxable income under chapter 62.

‘Qualified member of a pass-through entity’, a shareholder of an S corporation or a partner in a partnership that is a natural person. A qualified member may be a resident, non-resident or a part year resident.

Section 4. The excise under this chapter shall be in addition to, and not in lieu of, any other Massachusetts tax required to be paid, including tax under chapter 62 or chapter 63. The excise under this chapter shall be due and payable on the pass-through entity's original, timely-filed return. A return that reports the excise shall be due at the same time as a partnership information return or corporate excise return would be due for the entity under chapter 62C. This chapter shall not change any filing requirements for a qualified member under chapter 62C.

Section 5. The collection and administration of the excise under this chapter shall be governed by the provisions of chapter 62C unless expressly stated otherwise in this chapter or in regulations promulgated by the commissioner under this chapter.

Section 6. The election under this chapter shall be made by the eligible pass-through entity on an annual basis in a manner determined by the commissioner. All members of the electing pass-through entity shall be bound by the election. Once made, the election cannot be revoked.

Section 7. The commissioner shall prescribe regulations or other guidance to carry out the purposes of this chapter. Such regulations or other guidance may (i) make the credit available to qualified members with income from eligible pass-through entities that in turn have income from other pass-through entities, (ii) address the application of this chapter to trusts, and (iii) require estimated payments of the excise by electing pass-through entities and their qualified members in a manner consistent with chapter 62B. Such regulations and other guidance shall, to the extent feasible, ensure that an electing pass-through entity and its qualified members pay an aggregate amount of tax under this chapter and chapter 62 that is generally equivalent to the amount of tax that would have been due from those members under chapter 62 in the absence of an election to pay an excise under this chapter.

SECTION 2. This act shall apply for taxable years beginning on or after January 1, 2021.”; and the report was accepted.

The amendment recommended by the Governor then was rejected. Sent to the Senate for its action.

The engrossed Bill relative to parking fees on Department of Conservation and Recreation roads (see House, No. 4010), being a printed copy of Section 42 contained in the engrossed Bill making appropriations for the fiscal year 2022 (see House, No. 4002), which had been returned by His Excellency the Governor with

DCR roads,—
parking fees.

recommendation of amendment (for message see Attachment J of House, No. 4019), was considered.

The committee on Bills in the Third Reading reported recommending that the amendment recommended by the Governor be considered in the following form:

By striking out all after the enacting clause and inserting in place thereof the following:

“SECTION 1. Chapter 92 of the General Laws is hereby amended by inserting after section 34E, added by chapter 252 of the acts of 2020, the following section:

Section 34F. (a) There shall be established and set up on the books of the commonwealth a Revere Beach Reservation Trust Fund to be expended, without further appropriation, by the secretary of energy and environmental affairs for the long-term preservation, maintenance, nourishment and public safety of Revere beach in the city of Revere. Any balance in the fund at the end of the fiscal year shall not revert to the General Fund, but shall remain available for expenditure in subsequent fiscal years. No expenditure made from the fund shall cause the fund to become deficient at any point during a fiscal year. Annually, not later than October 1, a report shall be filed with the clerks of the senate and house of representatives and the house and senate committees on ways and means that shall include projects undertaken, expenditures made and income received by the fund.

(b) Not less than 50 per cent of the revenue collected by the department of conservation and recreation from parking stations installed on or after January 1, 2021 and not less than 50 per cent of the revenues generated through parking violations within the Revere beach reservation shall be deposited into the Revere Beach Reservation Trust Fund. Expenditures by the trust shall be used for capital improvements to Revere beach reservation.

(c) Annually, not later than November 30, the department of conservation and recreation shall meet with the mayor of the city of Revere to discuss the maintenance and safety plan for the beach for the next calendar year and the balance and expenditures from the Revere Beach Reservation Trust Fund.

SECTION 2. This act shall take effect as of July 1, 2021.”; and the report was accepted.

The amendment recommended by the Governor then was rejected. Sent to the Senate for its action.

The engrossed Bill relative to eligibility for emergency assistance to elderly, disabled residents and children (see House, No. 4011), being a printed copy of Section 47 contained in the engrossed Bill making appropriations for the fiscal year 2022 (see House, No. 4002), which had been returned by His Excellency the Governor with recommendation of amendment (for message see Attachment K of House, No. 4019), was considered.

Emergency assistance,— eligibility.

The committee on Bills in the Third Reading reported recommending that the amendment recommended by the Governor be considered in the following form:

By striking out all after the enacting clause and inserting in place thereof the following:

“SECTION 1. Section 3 of chapter 117A, as appearing in the 2018 Official Edition, is hereby amended by inserting after the first paragraph the following paragraph:

A household shall be ineligible for assistance under this chapter if their countable assets, as determined pursuant to department of transitional assistance regulations, exceed the total amount of resources allowed under the federal Supplemental Security

Income program; provided, that vehicles shall be treated as countable assets in the same manner as allowed under the federal Supplemental Security Income program.

SECTION 2. This act shall take effect as of July 1, 2021.”; and the report was accepted.

The amendment recommended by the Governor then was rejected. Sent to the Senate for its action.

The engrossed Bill relative to eligibility for transitional aid to families with dependent children (see House, No. 4012), being a printed copy of Section 67 contained in the engrossed Bill making appropriations for the fiscal year 2022 (see House, No. 4002), which had been returned by His Excellency the Governor with recommendation of amendment (for message see Attachment L of House, No. 4019), was considered.

Transitional aid,— eligibility.

The committee on Bills in the Third Reading reported recommending that the amendment recommended by the Governor be considered in the following form:

By striking out all after the enacting clause and inserting in place thereof the following:

“SECTION 1. Section 110 of chapter 5 of the acts of 1995 is hereby amended by striking out subsection (b), as appearing in section 62 of chapter 41 of the acts of 2019, and inserting in place thereof the following subsection:

(b) A family shall be eligible for assistance if its countable resources do not exceed \$5000 and they meet all other eligibility criteria; provided, that 1 vehicle shall not count toward the family’s countable resources; and provided further, that an assistance unit shall be allowed the value and balance of a college savings plan for a child established and maintained pursuant to, or consistent with, section 519 of the Internal Revenue Code; provided further, recipients who increase their countable resources above \$5000 while receiving benefits shall continue to be eligible for benefits if all other eligibility criteria continue to be met.

SECTION 2. This act shall take effect as of July 1, 2021.”; and the report was accepted.

The amendment recommended by the Governor then was rejected. Sent to the Senate for its action.

The engrossed Bill relative to sexual assault evidence kits (see House, No. 4013), being a printed copy of Sections 74 and 119 contained in the engrossed Bill making appropriations for the fiscal year 2022 (see House, No. 4002), which had been returned by His Excellency the Governor with recommendation of amendment (for message see Attachment M of House, No. 4019), was considered.

Sexual assault evidence kits.

The committee on Bills in the Third Reading reported recommending that the amendment recommended by the Governor be considered in the following form:

By striking all after the enacting clause and inserting in place thereof the following:

“SECTION 1. Section 2A of chapter 5 of the acts of 2019 is hereby amended by striking out item 8100-1014, as amended by section 40 of chapter 142 of the acts of 2019, and inserting in place thereof the following item:

8100-1014. For costs associated with the collection and testing of all previously untested investigatory sexual assault evidence kits by the crime laboratory within the department of state police or by an accredited private crime laboratory designated by the secretary of public safety and security; provided further that the testing of the sexual assault evidence kit shall be in accordance with the state

police crime laboratory regulations for exhaustive testing; provided further, that no post-conviction sexual assault evidence kit shall be tested and such evidence kits shall instead be tested only in accordance with and subject to the requirements of chapter 278A of the General Laws; provided further, that for the purposes of this item, ‘previously untested investigatory sexual assault evidence kits shall mean any sexual assault evidence kit or additional evidence collected contemporaneously with such kit, prior to April 13, 2018 that has not been subjected to a forensic DNA analysis intended to develop an autosomal DNA profile that is eligible for entry into CODIS, as defined in section 1 of chapter 22E of the General Laws, and the state DNA databases; and provided further, that any unexpended funds in this item shall not revert but shall be made available for the purposes of this item until June 30, 2022.....\$8,000,000.

SECTION 2. All previously untested investigatory sexual assault evidence kits provided for under item 8100-1014 of section 2A of chapter 5 of the acts of 2019 shall be sent for testing not later than June 30, 2022.”.

SECTION 3. This act shall take effect as of July 1, 2021.”; and the report was accepted.

The amendment recommended by the Governor then was rejected.

Mr. Day of Stoneham then moved to amend the bill by striking out all after the enacting clause and inserting in place thereof the following:

“SECTION 1. Section 2A of chapter 5 of the acts of 2019 is hereby amended by striking out item 8100-1014, as amended by section 40 of chapter 142 of the acts of 2019, and inserting in place thereof the following item:—

8100-1014. For costs associated with the collection and testing of all previously untested investigatory sexual assault evidence kits by the crime laboratory within the department of state police or by an accredited private crime laboratory designated by the secretary of public safety and security; provided, that all previously untested investigatory sexual assault evidence kits shall be tested within 180 days of the effective date of this act; provided further, that for the purposes of this item, ‘previously untested investigatory sexual assault evidence kits’ shall mean any sexual assault evidence kit or additional evidence collected contemporaneously with such kit that has not been subjected to a forensic DNA analysis intended to develop an autosomal DNA profile that is eligible for entry into CODIS and the state DNA databases; and provided further, that any unexpended funds in this item shall not revert but shall be made available for the purposes of this item until June 30, 2022.....\$8,000,000.

SECTION 2. (a) Notwithstanding any general or special law to the contrary, all previously untested investigatory sexual assault evidence kits which contain quantity limited evidence, as defined in 515 CMR 8.02, shall be identified by the state police crime laboratory within 90 days of the effective date of this act. Within said 90-day period, the state police crime laboratory shall notify the relevant prosecuting district attorney’s office and each district attorney’s office shall notify individuals who submitted to a sexual assault evidence kit if: (i) their kits contain quantity limited evidence; and (ii) the district attorney’s office has not authorized the state police crime laboratory to proceed with testing.

(b) Notwithstanding any general or special law to the contrary, all previously untested investigatory sexual assault evidence kits which are not identified by the state police crime laboratory as quantity limited evidence, as defined in 515 CMR 8.02, in accordance with subsection (a), shall be transferred within 180 days of the effective date of this act to an accredited public or private crime laboratory designated by the secretary of public safety and security for testing; provided, that the district attorney shall provide notice to individuals who submitted to the sexual assault evidence kit that their kits have been so transferred; provided further, that for untested investigatory sexual assault evidence kits associated with a case which has resulted in a conviction or a guilty plea, the district attorney for the district in which the case was prosecuted shall contact the individual who submitted to a sexual assault evidence kit and obtain consent to test the kit notwithstanding the conviction or guilty plea.

(c) Not later than January 1, 2022, and quarterly thereafter, the executive office of public safety and security shall file a report with the clerks of the house of representatives and senate and the joint committee on public safety and homeland security on the status of testing untested investigatory sexual assault evidence kits, which shall include, but not be limited to, the following information: (i) the number of untested investigatory sexual assault evidence kits in the possession of public crime laboratories prior to the effective date of this act; (ii) the year each kit was collected; (iii) the date each kit was tested; and (iv) the date the resulting information was entered into CODIS and the state DNA databases. The initial report, and all subsequent reports, shall be made publicly available on the executive office's website not later than January 1, 2022, and quarterly thereafter.

(d) For the purposes of this section, 'untested investigatory sexual assault evidence kits' shall mean any sexual assault evidence kit or additional evidence collected contemporaneously with such kit that has not been subjected to a forensic DNA analysis intended to develop an autosomal DNA profile that is eligible for entry into CODIS and the state DNA databases.

SECTION 3. This act shall take effect as of July 1, 2021.”.

The amendment was adopted. Sent to the Senate for its action.

The engrossed Bill providing operating assistance to regional transit authorities (see House, No. 4014), being a printed copy of Section 113 contained in the engrossed Bill making appropriations for the fiscal year 2022 (see House, No. 4002), which had been returned by His Excellency the Governor with recommendation of amendment (for message see Attachment N of House, No. 4019), was considered.

Regional
transit
authorities.

The committee on Bills in the Third Reading reported recommending that the amendment recommended by the Governor be considered in the following form:

By striking all after the enacting clause and inserting in place thereof the following:

“SECTION 1. Notwithstanding any special or general law to the contrary, for fiscal year 2022, of the \$90,500,000 transferred in item 1595-6370 of section 2E of chapter 24 of the acts of 2021, \$87,000,000 shall be considered operating assistance and distributed to regional transit authorities as determined by a formula that is based upon clearly established metrics and principles and that has been agreed to by each regional transit authority and approved by the Massachusetts Department of Transportation, hereinafter referred to as the department. The operating assistance distributed shall be spent to advance the goals and targets as agreed to in an updated FY22 Bilateral Memoranda of Understanding, which shall also consider each regional transit authority's comprehensive regional transit plan, and shall be entered into by

each regional transit authority and the department. Of the amount to be distributed under said item 1595-6370 of said section 2E of said chapter 24, \$3,500,000 shall be distributed as performance grants to regional transit authorities. The performance grants shall be distributed to regional transit authorities that best demonstrate compliance with, or a commitment to, the service decisions, quality of service and environmental sustainability recommendations from the report of the task force on regional transit authority performance and funding established pursuant to section 72 of chapter 154 of the acts of 2018. The department may require each regional transit authority to provide data on ridership, customer service and satisfaction, asset management and financial performance, including farebox recovery, and shall compile any collected data into a report on the performance of regional transit authorities and each authority's progress toward meeting the performance metrics established in the memorandum of understanding. The report shall be filed with the clerks of the senate and house of representatives, the senate and house committees on ways and means and the joint committee on transportation not later than December 31, 2021.

SECTION 2. This act shall take effect as of July 1, 2021.”; and the report was accepted.

The amendment recommended by the Governor then was rejected. Sent to the Senate for its action.

The engrossed Bill relative to the distribution of certain grants to regional tourism councils (see House, No. 4015), being a printed copy of Sections 116 and 117 contained in the engrossed Bill making appropriations for the fiscal year 2022 (see House, No. 4002), which had been returned by His Excellency the Governor with recommendation of amendment (for message, see Attachment O of House, No. 4019), was considered.

Regional
tourism,—
grants.

The committee on Bills in the Third Reading reported recommending that the amendment recommended by the Governor be considered in the following form:

By striking all after the enacting clause and inserting in place thereof the following:

“SECTION 1. Notwithstanding any other general or special law to the contrary, grants from the amounts collected pursuant to subsection (a) of section 13T of chapter 23A of the General Laws allocated to regional tourism councils pursuant to clause (ii) of subsection (d) of said section 13T for fiscal year 2022 shall be distributed no later than September 30, 2021 pursuant to a transfer schedule determined by the executive office for administration and finance.

SECTION 2. Notwithstanding any other general or special law to the contrary, grants from the amounts collected pursuant to subsection (b) of section 13T of chapter 23A of the General Laws allocated to regional tourism councils pursuant to clause (ii) of subsection (d) of said section 13T for fiscal year 2021 shall be distributed no later than December 30, 2021 pursuant to a transfer schedule determined by the executive office for administration and finance.

SECTION 3. This act shall take effect as of July 1, 2021.”; and the report was accepted.

The amendment recommended by the Governor then was adopted. Sent to the Senate for its action.

The engrossed Bill establishing a special legislative commission to study poverty in the Commonwealth (see House, No. 4016), being a printed copy of Section 128 contained in the engrossed Bill making appropriations for the fiscal year 2022 (see

Poverty,—
commission.

House, No. 4002), which had been returned by His Excellency the Governor with recommendation of amendment (for message see Attachment P of House, No. 4019), was considered.

The committee on Bills in the Third Reading reported recommending that the amendment recommended by the Governor be considered in the following form:

By striking all after the enacting clause and inserting in place thereof the following:

“(a) There shall be a special commission established pursuant to section 2A of chapter 4 of the General Laws to study poverty in the commonwealth. The commission shall investigate, develop and recommend methods and strategies for reducing poverty and expanding opportunity for people with low incomes. The commission shall consist of: 1 member of the senate appointed by the senate president, who shall serve as co-chair; 1 member of the house of representatives appointed by the speaker of the house of representatives, who shall serve as co-chair; the chairs of the joint committee on children, families and persons with disabilities; the secretary of health and human services or a designee; 2 members appointed by the co-chairs who shall have expertise in economics and socio-economic policy; 1 member appointed by the Massachusetts Association for Community Action, Inc.; 1 member appointed by Massachusetts Municipal Association, Inc.; 1 member appointed by Massachusetts Association of Community Development Corporations; 1 member appointed by Massachusetts Law Reform Institute, Inc.; 1 member appointed by Massachusetts Association for Early Education & Care, Inc.; 1 member appointed by Citizens’ Housing and Planning Association, Inc.; 1 member appointed by Massachusetts Coalition for the Homeless, Inc.; 1 member appointed by Massachusetts Immigrant and Refugee Advocacy Coalition, Inc.; 1 member appointed by the United Way of Massachusetts Bay, Inc.; 1 member appointed by the Alliance for Business Leadership, Inc.; 1 member appointed by the Massachusetts Business Roundtable, Inc.; 1 member appointed by the Gerontology Institute at the University of Massachusetts Boston; 1 member appointed by Project Bread – The Walk for Hunger, Inc.; and 2 members who are not currently serving in public office to be appointed by the governor, 1 of whom shall be from a community foundation and 1 of whom shall be from a community-based organization. All appointments shall be made not later than 30 days after the effective date of this section. Members of the commission shall serve without compensation.

(b) The commission shall study ways to promote opportunity, address inequality and reduce poverty in the commonwealth. The commission shall make recommendations that, if implemented, would significantly reduce poverty in the commonwealth over the next 10 years. The study shall include, but not be limited to: (i) a historical analysis of poverty rates in the commonwealth; (ii) an analysis of demographic disparities in poverty rates including, but not limited to, any racial or ethnic disparities; (iii) an assessment of the underlying causes of poverty, including any specific issues that contribute to the disparities identified in clause (ii); (iv) an analysis of regional disparities in poverty rates in the commonwealth; and (v) a survey of existing public programs and services that most effectively reduce poverty both in the commonwealth and in other states. The commission’s recommendations may include proposed legislative and regulatory changes. Any such recommendations shall include, if feasible, the estimated costs to the commonwealth of implementing the recommendations; provided, however, that such estimated costs shall take into account any reductions in the utilization and costs of other programs and services provided or supported by the commonwealth.

(c) The commission shall meet not less than quarterly. The commission may consult and collaborate with relevant experts, community-based organizations, research institutes and state agencies. The commission shall conduct not fewer than 2 public hearings in geographically diverse areas of the commonwealth.

(d) Not later than December 31, 2022, the commission shall file a report of its findings, including any legislative or regulatory recommendations, with the clerks of the senate and the house of representatives, the joint committee on children, families and persons with disabilities, the joint committee on housing, the joint committee on education, the joint committee on community development and small businesses, the joint committee on economic development and emerging technologies, the joint committee on public health, the joint committee on racial equity, civil rights, and inclusion and the senate and house committees on ways and means. The commission may make interim reports as appropriate.”; and the report was accepted.

The amendment recommended by the Governor then was rejected. Sent to the Senate for its action.

The engrossed Bill establishing a special commission to examine the Department of Public Health’s nursing home licensure process and requirements (see House, No. 4017), being a printed copy of Section 129 contained in the engrossed Bill making appropriations for the fiscal year 2022 (see House, No. 4002), which had been returned by His Excellency the Governor with recommendation of amendment (for message see Attachment Q of House, No. 4019), was considered.

Nursing
homes,—
licensure.

The committee on Bills in the Third Reading reported recommending that the amendment recommended by the Governor be considered in the following form:

By striking all after the enacting clause and inserting in place thereof the following:—

SECTION 1. Chapter 111 of the General Laws is hereby amended by striking out section 71 and inserting in place thereof the following section:

Section 71. For purposes of this section and sections 71A½ to 73, inclusive, the following terms shall have the following meanings unless the context or subject matter clearly requires otherwise:

“Applicant”, any person who applies to the department for a license to establish or maintain and operate a long-term care facility.

“Charitable home for the aged”, any institution, however named, conducted for charitable purposes and maintained for the purpose of providing a retirement home for elderly persons and which may provide nursing care within the home for its residents.

“Convalescent or nursing home or skilled nursing facility”, any institution, however named, whether conducted for charity or profit, which is advertised, announced or maintained for the express or implied purpose of caring for 4 or more persons admitted thereto for the purpose of nursing or convalescent care.

“Infirmity maintained in a town”, an infirmity which hitherto the department of transitional assistance has been directed to visit by section 7 of chapter 121.

“Intermediate care facility for persons with an intellectual disability”, any institution, however named, whether conducted for charity or profit, which is advertised, announced or maintained for the purpose of providing rehabilitative services and active treatment to persons with an intellectual disability or persons with related conditions, as defined in regulations promulgated pursuant to Title XIX of the federal Social Security Act (Public Law 89–97); which is not both owned and operated by a state agency; and which makes application to the department for a

license for the purpose of participating in the federal program established by said Title XIX.

“License”, an initial or renewal license to establish or maintain and operate a long-term care facility issued by the department.

“Licensee”, a person to whom a license to establish or maintain and operate a long-term care facility has been issued by the department.

“Long-term care facility”, a charitable home for the aged, a convalescent or nursing home, an infirmary maintained in a town, an intermediate care facility for persons with an intellectual disability or a rest home.

“Owner”, any person with an ownership interest of 5 per cent or more, or with a controlling interest in an applicant, potential transferee or the real property on which a long-term care facility is located provided that the real property owner is related to the applicant or potential transferee as defined in 42 CFR 413.17(b)

“Person”, an individual, a trust, estate, partnership, association, company or corporation.

“Potential transferee”, a person who submits to the department a notice of intent to acquire the facility operations of a currently operating long-term care facility.

“Rest home”, any institution, however named, which is advertised, announced or maintained for the express or implied purpose of providing care incident to old age to 4 or more persons who are ambulatory and who need supervision.

“Transfer of facility operations”, a transfer of the operations of a currently operating long-term care facility from the current licensee of the long-term care facility to a potential transferee, pending licensure, pursuant to a written transfer of operations agreement.

To each applicant it deems suitable and responsible to establish or maintain and operate a long-term care facility and which meets all other requirements for long-term care facility licensure, the department shall issue for a term of 2 years, and shall renew for like terms, a license, subject to the restrictions set forth in this section or revocation by it for cause; provided, however, that each convalescent or nursing home and each intermediate care facility for persons with an intellectual disability shall be inspected at least once a year.

No license shall be issued to establish or maintain an intermediate care facility for persons with an intellectual disability, unless there is a determination by the department that there is a need for such facility at the designated location; provided, however, that in the case of a facility previously licensed as an intermediate care facility for persons with an intellectual disability in which there is a change in ownership, no such determination shall be required and in the case of a facility previously licensed as an intermediate care facility for persons with an intellectual disability in which there is a change in location, such determination shall be limited to consideration of the suitability of the new location.

In the case of the transfer of facility operations of a long-term care facility, a potential transferee shall submit a notice of intent to acquire to the department at least 90 days prior to the proposed transfer date. The notice of intent to acquire shall be on a form supplied by the department and shall be deemed complete upon submission of all information which the department requires on the notice of intent form and is reasonably necessary to carry out the purposes of this section. In the case of the transfer of facility operations of a long-term care facility, a potential transferee shall provide notice to the current staff of the facility and to the labor organizations that represents the facility’s workforce at the time the potential transferee submits a notice of intent to acquire, of the potential transferee’s plans regarding retaining the facility workforce, to recognize any current collective bargaining agreements or both.

No license shall be issued to an applicant and no potential transferee may submit an application for a license unless the department makes a determination that the applicant or potential transferee is responsible and suitable for licensure.

For purposes of this section, the department's determination of responsibility and suitability shall be limited to the following factors:

(i) the civil litigation history including litigation related to the operation of a long-term care facility, such as quality of care, safety of residents or staff, employment and labor issues, fraud, unfair or deceptive business practices, landlord/tenant issues, and the criminal history of the applicant or the potential transferee, including their respective owners, which may include pending or settled litigation or other court proceedings in the commonwealth and in other states. Any information related to criminal or civil litigation obtained by the department pursuant to this section shall be confidential and exempt from disclosure under clause Twenty-sixth of section 7 of chapter 4 and chapter 66.

(ii) the financial capacity of the applicant or potential transferee, including their respective owners, to establish or maintain and operate a long-term care facility, which may include any recorded liens and unpaid fees or taxes in the commonwealth and in other states.

(iii) the history of the applicant or potential transferee, including their respective owners, in providing long-term care in the commonwealth, measured by compliance with applicable statutes and regulations governing the operation of long-term care facilities; and

(iv) the history of the applicant or potential transferee, including their respective owners, in providing long-term care in states other than the commonwealth, if any, measured by compliance with the applicable statutes and regulations governing the operation of long term care facilities in said states.

With respect to potential transferees, upon determination by the department that a potential transferee is responsible and suitable for licensure, the potential transferee may file an application for a license. In the case of a potential transfer of facility operations, the filing of an application for a license shall have the effect of a license until the department takes final action on such application.

If the department determines that an applicant or potential transferee is not suitable and responsible, the department's determination shall take effect on the date of the department's notice. In such cases, the applicant or potential transferee shall upon the filing of a written request with the department be afforded an adjudicatory hearing pursuant to chapter 30A.

During the pendency of such appeal, the applicant or potential transferee shall not operate the facility as a licensee, or, without prior approval of the department, manage such facility.

Each applicant, potential transferee and licensee shall keep all information provided to the department current. After the applicant, potential transferee or licensee becomes aware of any change to information related to information it provided or is required to provide to the department, such person shall submit to the department written notice of the changes as soon as practicable and without unreasonable delay. Changes include, but are not limited to, changes in financial status, such as filing for bankruptcy, any default under a lending agreement or under a lease, the appointment of a receiver, or the recording of any lien. Failure to provide timely notice of such change may be subject to the remedies or sanctions available to the department under sections 71 to 73, inclusive.

An applicant, potential transferee or licensee and their respective owners shall be in compliance with all applicable federal, state and local laws, rules and regulations.

Prior to engaging a company to manage the long-term care facility, hereinafter a "management company", a licensee shall notify the department in writing of the name of and provide contact information for the proposed management company and any other information on the management company and its personnel that may be reasonably requested by the department. Any such engagement must be pursuant to a written agreement between the licensee and the management company. Such written agreement shall include a requirement that the management company and its personnel shall comply with all applicable federal, state and local laws, regulations and rules. Promptly after the effective date of any such agreement, the licensee shall provide to the department a copy of the valid, fully executed agreement. Any payment terms included in the agreement shall be confidential and exempt from disclosure under clause Twenty-sixth of section 7 of chapter 4 and chapter 66.

No license shall be issued hereunder unless there shall be first submitted to the department by the authorities in charge of the long-term care facility with respect to each building occupied by residents (1) a certificate of inspection of the egresses, the means of preventing the spread of fire and apparatus for extinguishing fire, issued by an inspector of the office of public safety and inspections of the division of professional licensure; provided, however, that with respect to convalescent or nursing homes only, the division of health care quality of the department of public health shall have sole authority to inspect for and issue such certificate, and (2) a certificate of inspection issued by the head of the local fire department certifying compliance with the local ordinances.

Any applicant who is aggrieved, on the basis of a written disapproval of a certificate of inspection by the head of the local fire department or by the office of public safety and inspections of the division of professional licensure, may, within 30 days from such disapproval, appeal in writing to the division of professional licensure. With respect to certificates of inspection that the division of health care quality of the department of public health has the sole authority to issue, an applicant may, within 30 days from disapproval of a certificate of inspection, appeal in writing to the department of public health only. Failure to either approve or disapprove within 30 days, after a written request by an applicant, shall be deemed a disapproval.

If the division of professional licensure or, where applicable, the department of public health approves the issuance of a certificate of inspection, it shall forthwith be issued by the agency that failed to approve. If said department disapproves, the applicant may appeal therefrom to the superior court. Failure of said department to either approve or disapprove the issuance of a certificate of inspection within 30 days after receipt of an appeal shall be deemed a disapproval. No license shall be issued by the department until issuance of an approved certificate of inspection, as required in this section.

Nothing in this section or in sections 72 or 73 shall be construed to revoke, supersede or otherwise affect any laws, ordinances, by-laws, rules or regulations relating to building, zoning, registration or maintenance of a long-term care facility.

For cause, the department may limit, restrict, suspend or revoke a license. Grounds for cause on which the department may take such action shall include substantial or sustained failure to provide adequate care to residents, or substantial or sustained failure to maintain compliance with applicable statutes, rules and regulations, or the lack of financial capacity to maintain and operate a long-term care facility. Limits or restrictions include requiring a facility to limit new admissions.

Suspension of a license includes suspending the license during a pending license revocation action, or suspending the license to permit the licensee a period of time, not shorter than 60 days, to wind down operations, and discharge and transfer, if applicable, all residents.

The department may, when public necessity and convenience require, or to prevent undue hardship to an applicant or licensee, under such rules and regulations as it may adopt, grant a temporary provisional or probationary license under this section; provided, however, that no such license shall be for a term exceeding 1 year.

With respect to an order to limit, restrict or suspend a license, within 7 days of receipt of the written order, the licensee may file a written request with the department for administrative reconsideration of the order or any portion thereof.

Upon a written request by a licensee who is aggrieved by the revocation of a license or the adoption of a probationary license, or by an applicant who is aggrieved by the refusal of the department to renew a license, the commissioner and the council shall hold a public hearing, after due notice, and thereafter they may modify, affirm or reverse the action of the department; provided, however, that the department may not refuse to renew and may not revoke the license of a long-term care facility until after a hearing before a hearings officer, and any such applicant so aggrieved shall have all the rights provided in chapter 30A with respect to adjudicatory proceedings.

In no case shall the revocation of such a license take effect in less than 30 days after written notification by the department to the licensee.

The fee for a license to establish or maintain or operate a long-term care facility shall be determined annually by the secretary of administration and finance pursuant to section 3B of chapter 7, and the license shall not be transferable or assignable and shall be issued only for the premises named in the application.

Nursing institutions licensed by the department of mental health, or the department of developmental services for persons with intellectual disabilities shall not be licensed or inspected by the department of public health. The inspections herein provided shall be in addition to any other inspections required by law.

In the case of new construction, or major addition, alteration, or repair with respect to any facility subject to this section, preliminary architectural plans and specifications and final architectural plans and specifications shall be submitted to a qualified person designated by the commissioner. Written approval of the final architectural plans and specifications shall be obtained from said person prior to said new construction, or major addition, alteration, or repair.

Notwithstanding any of the foregoing provisions of this section, no license to establish or maintain and operate a long-term care facility shall be issued by the department unless the applicant for such license submits to the department a certificate that each building to be occupied by patients of such convalescent or nursing home or skilled nursing facility meets the construction standards of the state building code, and is of at least type 1-B fireproof construction; provided, however, that this paragraph shall not apply in the instance of a transfer of facility operations of a convalescent or nursing home or skilled nursing facility whose license had not been revoked as of the time of such transfer; and provided, further, that a public medical institution as defined under section 2 of chapter 118E, which meets the construction standards as defined herein, shall not be denied a license as a nursing home under this section because it was not of new construction and designed for the purpose of operating a convalescent or nursing home or skilled nursing facility at the time of application for a license to operate a nursing home. An intermediate care facility for persons with an intellectual disability shall be required to meet the construction standards established for such facilities by Title XIX of the Social

Security Act (Public Law 89-97) and any regulations promulgated pursuant thereto, and by regulations promulgated by the department.

Every applicant for a license and every potential transferee shall provide on or with its application or notice of intent to acquire a sworn statement of the names and addresses of any owner as defined in this section. As used herein, the phrase “person with an ownership or control interest” shall have the definition set forth in 42 U.S.C. section 1320a-3 and in regulations promulgated hereunder by the department.

The department shall notify the secretary of elder affairs forthwith of the pendency of any proceeding of any public hearing or of any action to be taken under this section relating to any convalescent or nursing home, rest home, infirmary maintained in a town, or charitable home for the aged. The department shall notify the commissioner of mental health forthwith of the pendency of any proceeding, public hearing or of any action to be taken under this section relating to any intermediate care facility for persons with an intellectual disability.

SECTION 2. Said chapter 111 is hereby further amended by striking out section 72E and inserting in place thereof the following section:-

Section 72E. The department shall, after every inspection by its agent made under authority of section 72, give the licensee of the inspected long-term care facility notice in writing of every violation of the applicable statutes, rules and regulations of the department found upon said inspection. With respect to the date by which the licensee shall remedy or correct each violation, referred to in this section as the “correct by date”, the department in such notice shall specify a reasonable time, not more than 60 days after receipt thereof, by which time the licensee shall remedy or correct each violation cited therein or, in the case of any violation which in the opinion of the department is not reasonably capable of correction within 60 days, the department shall require only that the licensee submit a written plan for the timely correction of the violation in a reasonable manner. The department may modify any nonconforming plan upon notice in writing to the licensee.

Absent good faith efforts to remedy or correct, failure to remedy or correct a cited violation by the agreed upon correct by date shall be cause to pursue or impose the remedies or sanctions available to it under sections 71 to 73, inclusive, unless the licensee shall demonstrate to the satisfaction of the department or the court, as the case may be, that such failure was not due to any neglect of its duty and occurred despite an attempt in good faith to make correction by the agreed upon correct by date. The department may pursue or impose any remedy or sanction or combination of remedies or sanctions available to it under said sections 71 to 73, inclusive. An aggrieved licensee may pursue the remedies available to it under said sections 71 to 73, inclusive.

In addition, if the licensee fails to maintain substantial or sustained compliance with applicable statutes, rules and regulations, in addition to imposing any of the other remedies or sanctions available to it, the department may require the licensee to engage, at the licensee’s own expense, a temporary manager to assist the licensee with bringing the facility into substantial compliance and with sustaining such compliance. Such manager is subject to the department’s approval, provided that such approval shall not be unreasonably withheld. Any such engagement of a temporary manager shall be for a period of not less than 3 months and shall be pursuant to a written agreement between the licensee and the management company. A copy of such agreement shall be provided by the licensee to the department promptly after execution. Any payment terms included in the agreement shall be confidential and exempt from disclosure under clause Twenty-sixth of section 7 of chapter 4 and chapter 66.

Nothing in this section shall be construed to prohibit the department from enforcing a statute, rule or regulation, administratively or in court, without first affording formal opportunity to make correction under this section, where, in the opinion of the department, the violation of such statute, rule or regulation jeopardizes the health or safety of residents or the public or seriously limits the capacity of a licensee to provide adequate care, or where the violation of such statute, rule or regulation is the second such violation occurring during a period of 12 full months.

SECTION 3. Said chapter 111 is hereby further amended by striking out section 73 and inserting in place thereof the following section:

Section 73. Whoever advertises, announces, establishes or maintains, or is concerned in establishing or maintaining a long-term care facility, or is engaged in any such business, without a license granted under section 71, or whoever being licensed under said section 71 violates any provision of sections 71 to 73, inclusive, shall for a first offense be punished by a fine of not more than \$1,000, and for a subsequent offense by a fine of not more than \$2,000 or by imprisonment for not more than 2 years.

Whoever violates any rule or regulation made under sections 71, 72 and 72C shall be punished by such fine, not to exceed \$500, as the department may establish. If any person violates any such rule or regulation by allowing a condition to exist which may be corrected or remedied, the department shall order him, in writing, to correct or remedy such condition, and if such person fails or refuses to comply with such order by the agreed upon correct by date, as defined in section 72E, each day after the agreed upon correct by date during which such failure or refusal to comply continues shall constitute a separate offense. A failure to pay the fine imposed by this section shall be a violation of this section.

SECTION 4. (a) There shall be a special commission to examine the department of public health's nursing home licensure process and requirements. The commission shall consist of the following 15 members: the commissioner of public health, or a designee, who shall serve as chair; the chairs of the joint committee of public health; the chairs of the joint committee on elder affairs; the secretary of elder affairs, or a designee; the secretary of health and human services, or a designee; the assistant secretary for MassHealth, or a designee; and 7 persons to be appointed by the governor, 1 of whom shall be a representative of the Massachusetts Senior Care Association, Inc., 1 of whom shall be a representative of LeadingAge Massachusetts, Inc., 1 of whom shall be a representative of Massachusetts Association of Residential Care Homes, Inc., 1 of whom shall be a representative of the Massachusetts Senior Action Council, Inc., 1 of whom shall be a representative of 1199 SEIU United Health Care Workers East, 1 of whom shall be a representative of the Massachusetts chapter of AARP and 1 of whom shall be an expert on long-term care and aging policy. In making appointments, the governor shall, to the maximum extent feasible, ensure that the commission represents a broad distribution of diverse perspectives and geographic regions throughout the commonwealth.

(b) The commission shall review current licensure requirements for nursing homes in the commonwealth, current licensure practices for other healthcare industries in the commonwealth and successful nursing home licensure programs in other states and best practices. The commission shall make recommendations to modify nursing home licensure requirements including, but not limited to: (i) strengthening suitability review; (ii) improving processes for review of new owners; and (iii) increasing transparency of the department of public health's licensure and suitability determination process. The commission shall make recommendations

based on successful licensure programs in other healthcare industries in the commonwealth and other successful licensing programs in other states.

(c) The commission shall hold not less than 3 public meetings in different geographic regions throughout the commonwealth and solicit feedback from various stakeholders.

(d) Not later than October 1, 2023, the commission shall submit a report and recommendations, if any, together with drafts of legislation necessary to carry those recommendations into effect by filing the same with the clerks of the house of representatives and the senate, the house and senate committees on ways and means and the joint committee on public health.; and

By striking out the title and inserting in place thereof the following title: “An Act regulating long-term care facilities”; and the report was accepted.

The amendments recommended by the Governor (as approved by the committee on Bills in the Third Reading) then were rejected. Sent to the Senate for its action.

The engrossed Bill establishing a higher education affordability task force (see House, No. 4018), being a printed copy of Section 135 contained in the engrossed Bill making appropriations for the fiscal year 2022 (see House, No. 4002), which had been returned by His Excellency the Governor with recommendation of amendment (for message see Attachment R of House, No. 4019), was considered.

Higher
education,—
task force.

The committee on Bills in the Third Reading reported recommending that the amendment recommended by the Governor be considered in the following form:

By striking all after the enacting clause and inserting in place thereof the following:

“SECTION 1. The board of higher education shall convene a task force to evaluate the financing of public higher education in the commonwealth. The evaluation may include: (i) current and projected trends in student enrollment and demographics; (ii) the financial health and sustainability of higher education institutions in light of demographic changes and competitive pressures; (iii) current cost drivers in higher education and the distinctions between community colleges, four-year undergraduate institutions, and research universities, and between rural and urban campuses; (iv) the impact of the COVID-19 pandemic on the stability of higher education institutions; (v) approaches to higher education finance and financial aid in other states and their impact on access, completion, and equity; (vi) the extent to which the cost of college is reducing attendance and completion, and increasing the level of student debt; (vii) the potential impact of performance incentives and enrollment-based funding formulas on fiscal stability, workforce alignment, affordability, and student outcomes.

The task force shall consist of the commissioner of the department or his designee, members of the board, representatives from Massachusetts public colleges, 1 or more students currently enrolled in a public college, and outside experts. The task force shall present its findings and recommendations to the board of higher education, and the board shall file a report of its evaluation to the joint committee on higher education and the house and senate committees on ways and means by June 30, 2022.

SECTION 2. This act shall take effect as of July 1, 2021.”; and the report was accepted.

The amendment recommended by the Governor then was rejected. Sent to the Senate for its action.

Order.

On motion of Mr. Mariano of Quincy,—

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

Next
sitting.

At twenty-one minutes after seven o'clock P.M., on motion of Mrs. Ferguson of Holden (Ms. Hogan of Stow being in the Chair), the House adjourned, to meet the following day at eleven o'clock A.M., in an Informal Session.

The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



THURSDAY, JULY 29, 2021.

[76]

JOURNAL OF THE HOUSE.

Thursday, July 29, 2021.

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 Biele of Boston and Murphy of Weymouth, the members and employees stood in a moment of silent tribute to the memory of Leo D. Stapleton, a graduate of South Boston High School.

Leo D.
Stapleton.

Mr. Stapleton served in the United States Navy in the Pacific Theater of World War II. He was assigned to Task Force 58 for two campaigns and was discharged in 1946.

In 1951, Mr. Stapleton joined the Boston Fire Department and went on to serve as a lieutenant, captain, district chief, and deputy chief. He was named Commissioner of the Boston Fire Department in 1984 and served as both Commissioner and Chief of Department until his retirement in 1991.

An author of nearly a dozen books, Mr. Stapleton was a national leader in advancing firefighter safety, particularly respiratory protection. He served on numerous fire service committees and was awarded the Lifetime Achievement Award from Fire Engineering in 2006 for his contributions to the American fire service.

He was the son of the late John V. and Florence (McDonough) Stapleton and brother of the late Ruth E. McCole, John H. and Edward D. Stapleton. He was the beloved husband of the late Doris M. (White) Stapleton, and the devoted father of Leo D., Jr. and his wife Kathy, Edward J., Garrett M., Jennifer A. Salman and her late husband Scott, Amanda R. Sullivan and her husband Gene, and Gail. He is survived by his 13 grandchildren and 17 great grandchildren.

Statement of Representative Kilcoyne of Northborough.

A statement of Ms. Kilcoyne of Northborough was spread upon the records of the House, as follows:

MR. SPEAKER: I would like to call to the attention of the House the fact that I was unable to be present in the House Chamber for the sitting of Wednesday, July 28, because I was taking the Massachusetts Bar Examination. If I could have been present for yesterday's sitting, I would have voted in the affirmative on all of the roll calls taken during the session. My missing of roll calls yesterday was due entirely to the reason stated.

Statement of
Ms. Kilcoyne
of North-
borough.

Resolutions.

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

Resolutions (filed by Ms. Garlick of Needham) congratulating Matthew Russell Duthaler on receiving the Eagle Award of the Boy Scouts of America;

Matthew
Duthaler.

Resolutions (filed by Ms. Garlick of Needham) congratulating Alexander Matthew Koppel on receiving the Eagle Award of the Boy Scouts of America; and

Alexander
Koppel.

Resolutions (filed by Ms. Garlick of Needham) congratulating John Frederick Wheeler on receiving the Eagle Award of the Boy Scouts of America;

John
Wheeler.

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

Special Report.

A report of the Special Commission to Study Civil Asset Forfeiture Policies and Practices in the Commonwealth (under Section 90 of Chapter 41 of the Acts of 2019, as amended by Section 64 of Chapter 227 of the Acts of 2020) submitting a final report of its findings and recommendations, was placed on file.

Civil asset
forfeiture.

Petitions.

The following additional petitions (having been deposited in the office of the Clerk of the House, previously to five o'clock in the afternoon on Friday, February 19, 2021) were referred, under Rule 24 and Joint Rule 13, as follows:

By Mr. Holmes of Boston, a petition (accompanied by bill, House, No. 4026) of Russell E. Holmes relative to requiring informed consent for marijuana testing at certain health care facilities. To the committee on Cannabis Policy.

Marijuana,—
testing.

By Mr. LeBoeuf of Worcester, a petition (accompanied by bill, House, No. 4027) of David Henry Argosky LeBoeuf and Vanna Howard relative to public accommodations for individuals with verbal communication impairments. To the committee on Children, Families and Persons with Disabilities.

Communication
impairments,—
accommodations.

By Ms. Tyler of Boston, a petition (accompanied by bill, House, No. 4028) of Chynah Tyler for legislation to establish within the Department of Housing and Community Development a commission to review equitable city planning and development. To the committee on Community Development and Small Businesses.

City planning,—
commission.

By Mr. LeBoeuf of Worcester, a petition (accompanied by bill, House, No. 4029) of David Henry Argosky LeBoeuf relative to algorithmic accountability and bias prevention in the protection of consumers.

Consumers,—
algorithms.

By the same member, a petition (accompanied by bill, House, No. 4030) of David Henry Argosky LeBoeuf and others relative to streamlining licensure, compliance, and contracting opportunities.

Licensure.

Severally to the committee on Consumer Protection and Professional Licensure.

By Ms. Elugardo of Boston, a petition (accompanied by resolve, House, No. 4031) of Nika C. Elugardo for legislation to establish financial welfare, housing security and discrimination protection for college students during the COVID-19

Higher
education,—
student

pandemic. To the committee on Covid-19 and Emergency Preparedness and Management.	protections.
By Mr. LeBoeuf of Worcester, a petition (accompanied by bill, House, No. 4032) of David Henry Argosky LeBoeuf and others for legislation to establish within the Department of Education a pilot program for early education and care at public high schools and community colleges. To the committee on Education.	Public schools,— early education and care.
By Mr. Holmes of Boston, a petition (accompanied by bill, House, No. 4033) of Russell E. Holmes relative to special election scheduling. To the committee on Election Laws.	Special elections.
By Mr. LeBoeuf of Worcester, a petition (accompanied by bill, House, No. 4034) of David Henry Argosky LeBoeuf and others relative to insulin access. To the committee on Financial Services.	Insulin,— access.
By Ms. Nguyen of Andover, a petition (accompanied by bill, House, No. 4035) of Tram T. Nguyen, Marcos A. Devers and Michelle L. Ciccolo relative to providing for municipal meeting postponement due to inclement weather. To the committee on Municipalities and Regional Government.	Municipal meetings,— postponement.
By Representatives Higgins of Leominster and Lewis of Framingham, a petition (accompanied by bill, House, No. 4036) of Natalie M. Higgins, Jack Patrick Lewis and others relative to burial alternatives that protect the environment. To the committee on Public Health.	Burials.
By Mr. Capano of Lynn, a petition (accompanied by bill, House, No. 4037) of Peter Capano and others relative to authorizing the creation of unarmed mobile crisis response teams in gateway cities.	Gateway cities,— crisis teams.
By Mr. Linsky of Natick, a petition (accompanied by bill, House, No. 4038) of David Paul Linsky and Michelle M. DuBois relative to banning semi-automatic firearms.	Semi-automatic firearms.
By Mr. LeBoeuf of Worcester, a petition (accompanied by bill, House, No. 4039) of David Henry Argosky LeBoeuf and Vanna Howard relative to 911 emergency response time reporting.	Emergencies,— response time.
Severally to the committee on Public Safety and Homeland Security.	
By Mr. Robertson of Tewksbury, a petition (accompanied by bill, House, No. 4040) of David Allen Robertson and Jack Patrick Lewis that the State Retirement Board be authorized to grant certain creditable service to Stephen Gerald Roche for retirement purposes. To the committee on Public Service.	Stephen Roche,— retirement.
By Mr. Holmes of Boston, a petition (accompanied by bill, House, No. 4042) of Russell E. Holmes relative to establishing a tax for online advertising.	Online advertising.
By Mr. Scanlon of North Attleborough, a petition (accompanied by bill, House, No. 4041) of Adam J. Scanlon and others relative to establishing a senior property tax deferral pilot program.	Senior property taxes.
Severally to the committee on Revenue.	
By Mr. Holmes of Boston, a petition (accompanied by bill, House, No. 4043) of Russell E. Holmes relative to establishing the executive office of structural racism. To the committee on State Administration and Regulatory Oversight.	Structural racism.
By Ms. Dykema of Holliston, a petition (accompanied by bill, House, No. 4044) of Carolyn C. Dykema and others relative to solar energy deployment in the Commonwealth.	Solar energy.
By Ms. Uyterhoeven of Somerville, a petition (accompanied by bill, House, No. 4045) of Erika Uyterhoeven, Mike Connolly and Lindsay N. Sabadosa for legislation to provide universal arrearage relief to the ratepayers of the Commonwealth to address utility debts as a result of the COVID-19 pandemic emergency.	Utility debts,— arreage relief.
Severally to the committee on Telecommunications, Utilities and Energy.	

Severally sent to the Senate for concurrence.

By Mr. Gordon of Bedford presented a petition (subject to Joint Rule 12) of Kenneth I. Gordon relative to the Office of the State Climatologist within the Executive Office of Energy and Environmental Affairs; and the same was referred, under Rule 24, to the committee on Rules.

State climatologist.

Reports of Committees.

By Mr. Galvin of Canton, for the committee on Rules, that Joint Rule 7B be suspended on the joint petition of Susannah M. Whipps and Joanne M. Comerford (by vote of the town) for legislation to authorize persons sixteen years of age or older to vote in town elections in the town of Wendell. Under suspension of the rules, on motion of Mr. Wong of Saugus, the report was considered forthwith. Joint Rule 7B was suspended; and the petition (accompanied by bill) was referred to the committee on Election Laws. Sent to the Senate for concurrence.

Wendell,—
town
elections.

By Mr. Michlewitz of Boston, for the committee on Ways and Means, that the Bill to promote student nutrition (House, No. 715), ought to pass with an amendment substituting therefor a Bill promoting student nutrition (House, No. 3999). Read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Student
nutrition.

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

Under suspension of the rules, on motion of Mr. Garballey of Arlington, the bill was read a second time forthwith. The amendment recommended by the committee on Ways and Means then was adopted; and the substituted bill was ordered to a third reading.

Subsequently, 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 be correctly drawn) was read a third time; and it was passed to be engrossed. Sent to the Senate for concurrence.

Recess.

At seven minutes after eleven o'clock A.M., on motion of Mr. Wong of Saugus (Mr. Donato of Medford being in the Chair), the House recessed subject to the call of the Chair; and at nine minutes after three o'clock P.M. the House was called to order with Mr. Donato in the Chair.

Recess.

Orders of the Day.

House bills

Designating a certain bridge in the towns of Middleborough and Carver as the medal of honor bridge (House, No. 3476);

Relative to the appointment of retired police officers as special police officers in the town of Arlington (House, No. 3754);

Authorizing Justin Brown to take the civil service examination for the position of firefighter in the town of Arlington (House, No. 3755); and

Establishing a sick leave bank for Christina Ruccio, an employee of the Suffolk County Sheriff's Department (House, No. 3927);

Third
reading
bills.

Severally reported by the committee on Bills in the Third Reading to be correctly drawn, were read a third time; and they were passed to be engrossed. Severally sent to the Senate for concurrence.

Recess.

At twenty minutes after three o'clock P.M., on motion of Mr. Wong of Saugus (Mr. Donato of Medford being in the Chair), the House recessed subject to the call of the Chair; and at twenty-three minutes before five o'clock P.M. the House was called to order with Mr. Donato in the Chair.

Recess.

Order.

On motion of Mr. Mariano of Quincy,—

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

Next sitting.

At twenty-one minutes before five o'clock P.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.

The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



MONDAY, AUGUST 2, 2021.

[77]

JOURNAL OF THE HOUSE.

Monday, August 2, 2021.

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.

Resolutions.

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

Resolutions (filed by Mr. Linsky of Natick) on the occasion of the dedication of the Sullivan Family Square in the town of Natick; and

Natick,—
Sullivan Square.

Resolutions (filed by Mr. Rogers of Cambridge) commending the town of Belmont for its recognition of August 7, 2021 as Purple Heart Day;

Belmont,—
Purple Heart
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. 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.

Petition.

Mr. Devers of Lawrence presented a petition (subject to Joint Rule 12) of Marcos A. Devers for legislation to make Presidential election and midterm election days legal holidays; and the same was referred, under Rule 24, to the committee on Rules.

Election days,—
holidays.

Papers from the Senate.

Bills

Authorizing the town of Westport to convey a non-exclusive access easement in a portion of town property at 493 Old County road to benefit 497 Old County road (Senate, No. 1357) (on a petition) [Local Approval Received];

Westport,—
easement.

Authorizing certain investments by the treasurer of the town of Milton (Senate, No. 1364) (on a petition) [Local Approval Received];

Milton,—
treasurer.

Validating actions taken at the annual town meeting held in the town of Nahant (printed in Senate, No. 2487) (on a message from His Excellency the Governor); and

Nahant,—
town meeting.

Authorizing the city of Fall River Housing Authority to convey a certain parcel of land to Southcoast Hospital Group, Inc. (Senate, No. 2503) (on Senate bill No. 1358);

Fall River,—
land.

Severally passed to be engrossed by the Senate, were read; and they were referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

A petition of John F. Keenan for legislation to establish a sick leave bank for Li Zhang, an employee of the Department of Unemployment Assistance, came from the Senate referred, under suspension of Joint Rule 12, to the committee on Public Service.

Li Zhang,—
sick leave.

The House then concurred with the Senate in the suspension of said rule; and the petition (accompanied by bill, Senate, No. 2508) was referred, in concurrence, to the committee on Public Service.

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 Kenneth I. Gordon relative to the office of the state climatologist within the Executive Office of Energy and Environmental Affairs. 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 Environment, Natural Resources and Agriculture. Sent to the Senate for concurrence.

State
climatologist.

By Mr. Cutler of Pembroke, for the committee on Labor and Workforce Development, asking to be discharged from further consideration of the petition (accompanied by bill, Senate, No. 1219) of Edward J. Kennedy for legislation to raise employment and combating opioids through vocational education and rehabilitation (RECOVER),— and recommending that the same be referred to the committee on Mental Health, Substance Use and Recovery. Under Rule 42, the report was considered forthwith; and it was accepted. Sent to the Senate for concurrence.

Opioids,—
education and
rehabilitation.

By Ms. Ehrlich of Marblehead, for the committee on Municipalities and Regional Government, on a petition, a Bill to allow the town of Andover to transfer conservation land (House, No. 2193) [Local Approval Received].

Andover,—
land.

By the same member, for the same committee, on a petition, a Bill authorizing alternates on the Tyngsborough conservation commission (House, No. 3725) [Local Approval Received].

Tyngsborough,—
conservation
commission.

By the same member, for the same committee, on a petition, a Bill authorizing the town of Dracut to pay a certain bill to White Water, Inc. (House, No. 3726) [Local Approval Received].

Dracut,—
bill.

By the same member, for the same committee, on a petition, a Bill authorizing the investment of town of Lunenburg library trust funds (House, No. 3727) [Local Approval Received].

Lunenburg,—
library.

By the same member, for the same committee, on a joint petition, a Bill amending the charter for the town of Nantucket (House, No. 3792) [Local Approval Received].

Nantucket,—
charter.

By the same member, for the same committee, on a joint petition, a Bill relative to the charter of the town of Eastham (House, No. 3794) [Local Approval Received].

Eastham,—
charter.

By the same member, for the same committee, on a joint petition, a Bill authorizing the city of Northampton to amend a certain conservation easement (House, No. 3900) [Local Approval Received].

Northampton,—
easement.

By the same member, for the same committee, on a petition, a Bill authorizing certain investments by the treasurer of the town of Groton (House, No. 3909) [Local Approval Received].

Groton,—
investments.

By the same member, for the same committee, on a joint petition, a Bill relative to the residency requirement for the executive assistant in the town of Hudson (House, No. 3919) [Local Approval Received].

Hudson,—
executive
assistant.

By the same member, for the same committee, on a joint petition, a Bill amending the charter of the town of Hudson (House, No. 3920) [Local Approval Received].

Hudson,—
select board.

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

Emergency Measures.

The engrossed Bill establishing a hate crimes task force (see House, No. 4003), 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.

Hate crimes
task force.

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.

Subsequently, the Senate having concurred in adoption of the emergency preamble, the bill (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 prepared for final passage, was passed to be re-enacted, without amendment; and it was signed by the acting Speaker and sent to the Senate.

Bill
re-enacted.

The engrossed Bill relative to certain statutory funds and transfers of appropriations (see House, No. 4004, 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.

Statutory
funds and
transfers.

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.

Subsequently, the Senate having concurred in adoption of the emergency preamble, the bill (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 prepared 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 relative to the water supply protection trust (see House, No. 4005), 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.

Water supply
protection
trust.

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.

Subsequently, the Senate having concurred in adoption of the emergency preamble, the bill (which originated in the House) (which had been returned by His Excellency the Governor with recommendation of amendment), having been certified

Bill
re-enacted.

by the Clerk to be rightly and truly prepared for final passage, was passed to be re-enacted, without amendment; and it was signed by the acting Speaker and sent to the Senate.

The engrossed Bill relative to alternative compliance payment liens (see House, No. 4006, 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.

Alternative compliance payment liens.

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.

Subsequently, the Senate having concurred in adoption of the emergency preamble, the bill (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 prepared 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 relative to post-retirement employment of public retirees (see House, No. 4007), 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.

Public retirees,— employment.

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.

Subsequently, the Senate having concurred in adoption of the emergency preamble, the bill (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 prepared for final passage, was passed to be re-enacted, without amendment; and it was signed by the acting Speaker and sent to the Senate.

Bill re-enacted.

The engrossed Bill repealing certain tax expenditures (see House, No. 4008), 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.

Tax expenditures.

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.

Subsequently, the Senate having concurred in adoption of the emergency preamble, the bill (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 prepared for final passage, was passed to be re-enacted, without amendment; and it was signed by the acting Speaker and sent to the Senate.

Bill re-enacted.

The engrossed Bill relative to the taxation of pass-through entities (see House, No. 4009), 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.

Pass-through entities,— taxation.

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.

Subsequently, the Senate having concurred in adoption of the emergency preamble, the bill (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 prepared for final passage, was passed to be re-enacted, without amendment; and it was signed by the acting Speaker and sent to the Senate.

Bill
re-enacted.

The engrossed Bill relative to parking fees on Department of Conservation and Recreation roads (see House, No. 4010), 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.

DCR,—
parking fees.

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.

Subsequently, the Senate having concurred in adoption of the emergency preamble, the bill (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 prepared for final passage, was passed to be re-enacted, without amendment; and it was signed by the acting Speaker and sent to the Senate.

Bill
re-enacted.

The engrossed Bill relative to eligibility for emergency assistance to elderly, disabled residents and children (see House, No. 4011), 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.

Emergency
assistance,—
eligibility.

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.

Subsequently, the Senate having concurred in adoption of the emergency preamble, the bill (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 prepared for final passage, was passed to be re-enacted, without amendment; and it was signed by the acting Speaker and sent to the Senate.

Bill
re-enacted.

The engrossed Bill relative to eligibility for transitional aid to families with dependent children (see House, No. 4012), 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.

Transitional
aid,—
eligibility.

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.

Subsequently, the Senate having concurred in adoption of the emergency preamble, the bill (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 prepared for final passage, was passed to be re-enacted, without amendment; and it was signed by the acting Speaker and sent to the Senate.

Bill
re-enacted.

The engrossed Bill relative to sexual assault evidence kits (see House, No. 4013, 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.

Sexual assault
evidence kits.

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.

Subsequently, the Senate having concurred in adoption of the emergency preamble, the bill (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 prepared 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 providing operating assistance to regional transit authorities (see House, No. 4014), 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.

Regional
transit
authorities.

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.

Subsequently, the Senate having concurred in adoption of the emergency preamble, the bill (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 prepared for final passage, was passed to be re-enacted, without amendment; and it was signed by the acting Speaker and sent to the Senate.

Bill
re-enacted.

The engrossed Bill relative to the distribution of certain grants to regional tourism councils (see House, No. 4015, 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.

Regional
tourism
councils.

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.

Subsequently, the Senate having concurred in adoption of the emergency preamble, the bill (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 prepared 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 establishing a special legislative commission to study poverty in the Commonwealth (see House, No. 4016), 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.

Poverty,—
commission.

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.

Subsequently, the Senate having concurred in adoption of the emergency preamble, the bill (which originated in the House) (which had been returned by His Excellency the Governor with recommendation of amendment), having been certified

Bill
re-enacted.

by the Clerk to be rightly and truly prepared for final passage, was passed to be re-enacted, without amendment; and it was signed by the acting Speaker and sent to the Senate.

The engrossed Bill establishing a special commission to examine the Department of Public Health's nursing home licensure process and requirements (see House, No. 4017), 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.

Nursing homes,—
licensure.

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.

Subsequently, the Senate having concurred in adoption of the emergency preamble, the bill (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 prepared for final passage, was passed to be re-enacted, without amendment; and it was signed by the acting Speaker and sent to the Senate.

Bill
re-enacted.

The engrossed Bill establishing a higher education affordability task force (see House, No. 4018), 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.

Higher education,—
task force.

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.

Subsequently, the Senate having concurred in adoption of the emergency preamble, the bill (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 prepared for final passage, was passed to be re-enacted, without amendment; and it was signed by the acting Speaker and sent to the Senate.

Bill
re-enacted.

Engrossed Bills.

Engrossed bills

Validating the actions taken at the 2020 biennial state election held in the city known as the town of Randolph (see Senate, No. 493, amended) (which originated in the Senate);

Bills
enacted.

Providing for alternate members of the conservation commission of the town of Freetown (see House, No. 2156); and

Authorizing the town of Lunenburg to grant an additional license for the sale of all alcoholic beverages not to be drunk on the premises (see House, No. 3813);

(Which severally originated in the House);

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 designating a certain bridge in the town of Auburn as the Robert Conroy memorial bridge (House, No. 3459) (its title having changed by the committee on Bills in the Third Reading), reported by said committee 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.

Order.

On motion of Mr. Mariano of Quincy,—

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

Next
sitting.

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

The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



THURSDAY, AUGUST 5, 2021.

[78]

JOURNAL OF THE HOUSE.

Thursday, August 5, 2021.

Met according to adjournment at eleven o'clock A.M., in an Informal Session, with Mr. Garballey of Arlington 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. Garballey), 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 Nguyen of Andover and Moran of Lawrence, the members and employees stood in a moment of silent tribute to the memory of Thomas Patrick Middleton, a resident of Andover, who passed away peacefully at the age of 90, at his home following a short illness on Tuesday, July 27th with his sons, daughter, son-in-law, and granddaughters at his side. Born in Lowell, Massachusetts, he was the son of Frances (Ivis) and Albert Middleton. Raised in Andover, Tom was a member of St. Augustine Church and was educated at St. Augustine School and Central Catholic High School. He enlisted in the Navy shortly after high school where he trained to be an Aviation Electronics Technician. A veteran of the Korean War, Tom served as a flight radar operator performing search and rescue, reconnaissance, and anti-submarine patrols in the Sea of Japan and along the coasts of China and North Korea. Following his military service, Tom worked for Western Electric and later the Burroughs Corporation/UNISYS for 33 years managing large mainframe installations for the military and other government agencies. He was an avid, lifetime golfer, a lover of swing, big band, and jazz music, and an adoring grandfather.

Andover,—
Thomas
Middleton.

He was predeceased by his wife of 37 years Mary Frances (Melia) Middleton and his sister Janet A. (Middleton) Hartigan. Survived by his children Thomas A. Middleton of Melrose, Susan K. and David O. McCready of Andover, and Laurence E. Middleton of Bradford; granddaughters Amelia M. Middleton and Kathryn M. McCready; sister Sr. Margaret Middleton, S.N.D. of Ipswich; brother Albert W. and Margaret Middleton, Jr. of Gales Ferry, Connecticut; long-time companion Jeanne H. Tellier and family; and nieces, nephews, and cousins.

Messages from the Governor — Vetoes.

A message from His Excellency the Governor returning with his objections thereto in writing the engrossed Bill relative to the water supply protection trust [see House, No. 4005] (for message, see House, No. 4047) was filed in the Office of the Clerk on Tuesday, August 3.

Water supply
protection
trust.

The message was read; and, under House Rule 12, it was placed in the Orders of the Day for the next session, the question being on passing said bill, notwithstanding the said objections.

A message from His Excellency the Governor returning with his objections thereto in writing the engrossed Bill relative to post-retirement employment of public retirees [see House, No. 4007] (for message, see House, No. 4048) was filed in the Office of the Clerk on Tuesday, August 3.

Public
retirees,—
employment.

The message was read; and, under House Rule 12, it was placed in the Orders of the Day for the next session, the question being on passing said bill, notwithstanding the said objections.

A message from His Excellency the Governor returning with his objections thereto in writing the engrossed Bill repealing certain tax expenditures [see House, No. 4008] (for message, see House, No. 4049) was filed in the Office of the Clerk on Tuesday, August 3.

Tax
expenditures.

The message was read; and, under House Rule 12, it was placed in the Orders of the Day for the next session, the question being on passing said bill, notwithstanding the said objections.

A message from His Excellency the Governor returning with his objections thereto in writing the engrossed Bill relative to the taxation of pass-through entities [see House, No. 4009] (for message, see House, No. 4050) was filed in the Office of the Clerk on Tuesday, August 3.

Pass-through
entities,—
taxation.

The message was read; and, under House Rule 12, it was placed in the Orders of the Day for the next session, the question being on passing said bill, notwithstanding the said objections.

A message from His Excellency the Governor returning with his objections thereto in writing the engrossed Bill relative to parking fees on department of conservation and recreation roads [see House, No. 4010] (for message, see House, No. 4051) was filed in the Office of the Clerk on Tuesday, August 3.

DCR,—
parking fees.

The message was read; and, under House Rule 12, it was placed in the Orders of the Day for the next session, the question being on passing said bill, notwithstanding the said objections.

A message from His Excellency the Governor returning with his objections thereto in writing the engrossed Bill relative to eligibility for emergency assistance to elderly, disabled residents and children [see House, No. 4011] (for message, see House, No. 4052) was filed in the Office of the Clerk on Tuesday, August 3.

Emergency
assistance,—
eligibility.

The message was read; and, under House Rule 12, it was placed in the Orders of the Day for the next session, the question being on passing said bill, notwithstanding the said objections.

A message from His Excellency the Governor returning with his objections thereto in writing the engrossed Bill relative to eligibility for transitional aid to families with dependent children [see House, No. 4012] (for message, see House, No. 4053) was filed in the Office of the Clerk on Tuesday, August 3.

Transitional
aid,—
eligibility.

The message was read; and, under House Rule 12, it was placed in the Orders of the Day for the next session, the question being on passing said bill, notwithstanding the said objections.

A message from His Excellency the Governor returning with his objections thereto in writing the engrossed Bill providing operating assistance to regional transit

Regional
transit
authorities.

authorities [see House, No. 4014] (for message, see House, No. 4054) was filed in the Office of the Clerk on Tuesday, August 3.

The message was read; and, under House Rule 12, it was placed in the Orders of the Day for the next session, the question being on passing said bill, notwithstanding the said objections.

A message from His Excellency the Governor returning with his objections thereto in writing the engrossed Bill establishing a special legislative commission to study poverty in the Commonwealth [see House, No. 4016] (for message, see House, No. 4055) was filed in the Office of the Clerk on Tuesday, August 3.

Poverty,—
commission.

The message was read; and, under House Rule 12, it was placed in the Orders of the Day for the next session, the question being on passing said bill, notwithstanding the said objections.

A message from His Excellency the Governor returning with his objections thereto in writing the engrossed Bill establishing a higher education affordability task force [see House, No. 4018] (for message, see House, No. 4056) was filed in the Office of the Clerk on Tuesday, August 3.

Higher
education,—
task force.

The message was read; and, under House Rule 12, it was placed in the Orders of the Day for the next session, the question being on passing said bill, notwithstanding the said objections.

Resolutions.

Resolutions (filed with the Clerk by Mr. McMurtry of Dedham) congratulating Harry James Murphy on receiving the Eagle Scout Award from the Boy Scouts of America, were referred under Rule 85, to the committee on Rules.

Harry
Murphy.

Mr. Galvin of Canton, for said committee, reported that the resolutions ought to be adopted. Under suspension of the rules, 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.

Petitions.

Petitions severally were presented and referred as follows:

By Ms. Peake of Provincetown, a petition (accompanied by bill, House, No. 4058) of Sarah K. Peake and Julian Cyr (by vote of the town) relative to the appropriation and expenditure of community preservation funds for community housing purposes in the town of Chatham; and

Chatham,—
funds.

By the same member, a petition (accompanied by bill, House, No. 4059) of Sarah K. Peake and Julian Cyr (by vote of the town) that the town of Chatham be authorized to establish a housing trust fund in said town;

Chatham,—
housing trust
fund.

Severally to the committee on Housing.

By Ms. Peake of Provincetown, a petition (accompanied by bill, House, No. 4060) of Sarah K. Peake and Julian Cyr (by vote of the town) that the town of Chatham be authorized to establish a real property transfer fee in said town. To the committee on Revenue.

Chatham,—
transfer fee.

Severally sent to the Senate for concurrence.

The following additional petitions (having been deposited in the office of the Clerk of the House, previously to five o'clock in the afternoon on Friday, February 19, 2021) were referred, under Rule 24 and Joint Rule 13, as follows:

By Mr. Connolly of Cambridge, a petition (accompanied by bill, House, No. 4046) of Mike Connolly relative to local approval of inclusionary zoning; and

Inclusionary zoning.

By the same member, a petition (accompanied by bill, House, No. 4057) of Mike Connolly and Nika C. Elugardo relative to local approval of condominium conversion ordinances.

Condominium ordinances.

Severally to the committee on Municipalities and Regional Government.

By Mr. Connolly of Cambridge, a petition (accompanied by bill, House, No. 4025) of Mike Connolly, Michelle M. DuBois and Nika C. Elugardo for legislation to establish a task force (including members of the General Court) to study and make actionable recommendations regarding public ownership of public utilities. To the committee on Telecommunications, Utilities and Energy.

Public utilities,— ownership.

Severally sent to the Senate for concurrence.

Petitions severally were presented and referred as follows:

By Ms. Dykema of Holliston (by request), a petition (subject to Joint Rule 12) of Robert Firnstein for legislation to reduce delinquent municipal tax interest rates.

Municipal tax interest.

By Representative Fernandes of Falmouth and Senator Cyr, a joint petition (subject to Joint Rule 12) of Dylan A. Fernandes for legislation to establish a blue communities program to incentivize local action to reduce nutrient pollution and ocean acidification.

Blue communities program.

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

Papers from the Senate.

Bills

Amending the charter of the city of Amesbury to increase the term of the mayor to 4 years (Senate, No. 2449) (on a petition) [Local Approval Received]; and

Amesbury,— mayor.

Amending the charter of the city of Amesbury relative to the position of school committee chair (Senate, No. 2450) (on a petition) [Local Approval Received];

Amesbury,— school committee.

Severally passed to be engrossed by the Senate, were read; and they were referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Petitions were referred, in concurrence, as follows:

Petition (accompanied by bill, Senate, No. 2504) of Marc R. Pacheco and Susan Williams Gifford (by vote of the town) for legislation to authorize the town of Wareham to grant an additional license for the sale of all alcoholic beverages to be drunk on the premises;

Wareham,— liquor license.

Petition (accompanied by bill, Senate, No. 2506) of Marc R. Pacheco and Susan Williams Gifford (by vote of the town) for legislation to authorize the town of Wareham to grant an additional license for the sale of all alcoholic beverages to be drunk on the premises; and

Id.

Petition (accompanied by bill, Senate, No. 2507) of Marc R. Pacheco and Susan Williams Gifford (by vote of the town) for legislation to authorize the town of Wareham to grant 5 additional licenses for the sale of all alcoholic beverages to be drunk on the premises;

Id.

Severally to the committee on Consumer Protection and Professional Licensure.

Petition (accompanied by bill, Senate, No. 2505) of Marc R. Pacheco and Susan Williams Gifford (by vote of the town) for legislation to authorize the town of Wareham to assess certain solar or wind systems as personal property. To the committee on Revenue.

Wareham,—
assessments.

Reports of Committees.

By Mr. Galvin of Canton, for the committee on Rules, that Joint Rule 7B be suspended on the petition of Carolyn C. Dykema (by vote of the town) relative to amending the charter of the town of Hopkinton to change the name of the board of selectmen to select board. Under suspension of the rules, on motion of Mr. Wong of Saugus, the report was considered forthwith. Joint Rule 7B was suspended; and the petition (accompanied by bill) was referred to the committee on Municipalities and Regional Government. Sent to the Senate for concurrence.

Hopkinton,—
charter.

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 joint petition of Kimberly N. Ferguson, Anne M. Gobi and others relative to municipal light plant emergency mutual aid. 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 Telecommunications, Utilities and Energy. Sent to the Senate for concurrence.

Municipal
light plants,—
emergency
mutual aid.

By Mr. Day of Stoneham, for the committee on the Judiciary, asking to be discharged from further consideration

Of the petition (accompanied by bill, House, No. 1668) of Steven S. Howitt and Norman J. Orrall relative to illegally disposing of certain waste,— and recommending that the same be referred to the committee on Environment, Natural Resources and Agriculture.

Waste
disposal.

Of the petition (accompanied by bill, House, No. 1838) of Angelo J. Puppolo, Jr., and others for legislation to provide special line-of-duty death benefits to public safety officers,— and recommending that the same be referred to the committee on Public Service.

Public safety,—
death benefits.

Of the petition (accompanied by bill, House, No. 1493) of Tackey Chan, Michelle M. DuBois and Daniel Cahill relative to making Presidential election days state holidays,— and recommending that the same be referred to the committee on State Administration and Regulatory Oversight.

Election day,—
state holiday.

Under Rule 42, the reports severally were considered forthwith; and they were accepted. Severally sent to the Senate for concurrence.

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

Relative to special regulations for vehicle specific checkpoints (House, No. 3447);

Vehicle
checkpoints.

Relative to the design, development, construction and operation of a senior low-income and affordable housing project located at 144 Greenmont Avenue in the town of Dracut (House, No. 3722) [Local Approval Received]; and

Dracut,—
affordable
housing.

Further regulating certain affordable housing in Ipswich, Massachusetts (House, No. 3809) [Local Approval Received];

Ipswich,—
affordable
housing.

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. Chan of Quincy, for the committee on Consumer Protection and Professional Licensure, on a petition, a Bill relative to licensure simplification (House, No. 345).

Licensure simplification.

By the same member, for the same committee, on House, No. 941, a Bill relative to regulating the septic industry (House, No. 4063).

Septic industry.

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

By Mr. Gordon of Bedford, for the committee on Public Service, on House, No. 3992, a Bill establishing a sick leave bank for Tara Blodgett (House, No. 4064). Read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Tara Blodgett,— sick leave.

Orders of the Day.

House bills

Authorizing the town of Lancaster to continue the employment of Maurice Bateman (House, No. 3760) (its title having been changed by the committee on Bills in the Third Reading);

Third reading bills.

Authorizing the town of Lancaster to continue the employment of Kevin Lamb (House, No. 3761) (its title having been changed by the committee on Bills in the Third Reading);

Authorizing the town of Webster to grant additional liquor licenses (House, No. 3898); and

Establishing a sick leave bank for Julie DeRosa, an employee of the Department of Mental Health (House, No. 3915);

Severally reported by the committee on Bills in the Third Reading to be correctly drawn, were read a third time; and they were passed to be engrossed. Severally sent to the Senate for concurrence.

Order.

On motion of Mr. Mariano of Quincy,—

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

Next sitting.

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

The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



THURSDAY, AUGUST 12, 2021.

[80]

JOURNAL OF THE HOUSE.

Thursday, August 12, 2021.

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 Mr. Kearney of Scituate, the members and employees stood in a moment of silent prayer in honor of 8-year old Danny Sheehan of Marshfield who passed on Sunday, August 8th after a 4-year battle with brain cancer. Known throughout the community as "a wise old man in a little boy's body," Danny lived each of his days with a courageous spirit, contagious humor, and a deep love for his parents, family, police, health team, teachers, friends, neighbors and his super hero Aquaman. He lived his life to the fullest and leaves a legacy of joy and love.

Danny
Sheehan.

Petitions.

The following additional petitions (having been deposited in the office of the Clerk of the House, previously to five o'clock in the afternoon on Friday, February 19, 2021) were referred, under Rule 24 and Joint Rule 13, as follows:

By Mr. LeBoeuf of Worcester, a petition (accompanied by bill, House, No. 4068) of David Henry Argosky LeBoeuf, Vanna Howard and Carol A. Doherty relative to educational support for children in foster care. To the committee on Children, Families and Persons with Disabilities.

Foster care,—
education.

By Ms. Tyler of Boston, a petition (accompanied by bill, House, No. 4069) of Chynah Tyler relative to the establishment of a special commission (including members of the General Court) to reassess school integration within the Metropolitan Council for Educational Opportunity (METCO) Program. To the committee on Education.

METCO
program,—
commission.

By Mr. Hunt of Boston, a petition (accompanied by bill, House, No. 4070) of Daniel J. Hunt relative to campaign finance reform. To the committee on Election Laws.

Campaign
finance.

By Ms. Elugardo of Boston, a petition (accompanied by bill, House, No. 4071) of Nika C. Elugardo, Lindsay N. Sabadosa and Jack Patrick Lewis that the Department of Housing and Community Development provide for programs, policies, guidelines, priorities and preferences for the housing of formerly incarcerated persons reentering communities; and

Formerly
incarcerated,—
housing.

By Mr. Walsh of Peabody, a petition (accompanied by bill, House, No. 4072) of Thomas P. Walsh that home buyers be provided copies of the Massachusetts Housing Finance Agency homebuyers' guide;

Homebuyers'
guide.

Severally to the committee on Housing.

By Mr. Mark of Peru, a petition (accompanied by bill, House, No. 4073) of Paul W. Mark for legislation to authorize justices of the Probate and Family Court Department to solemnize marriages. To the committee on the Judiciary.

By Mr. Connolly of Cambridge, a petition (accompanied by bill, House, No. 4074) of Mike Connolly and others relative to implementing certain options for raising new revenue. To the committee on Revenue.

By Mr. Connolly of Cambridge, a petition (accompanied by bill, House, No. 4075) of Mike Connolly, Christina A. Minicucci and Michelle M. DuBois relative to implementing free public transit. To the committee on Transportation.

Severally sent to the Senate for concurrence.

Petitions severally were presented and referred as follows:

By Ms. Balser of Newton, a petition (subject to Joint Rule 12) of Ruth B. Balser and Michael Nogrady relative to the use of white noise reverse alarms on motor vehicles operating on construction sites.

By Mr. Donato of Medford, a petition (subject to Joint Rule 12) of Paul J. Donato relative to the Commission on the Status of Grandparents Raising Grandchildren.

By Representatives Ferguson of Holden and Kilcoyne of Northborough, a petition (subject to Joint Rule 12) of Kimberly N. Ferguson, Meghan Kilcoyne and others for legislation to prevent furniture tip-over.

By Ms. Sullivan of Abington (by request), a petition (subject to Joint Rule 12) of James Crosby for legislation to establish a pilot program for veterans to use medical marijuana to treat medical conditions that are currently being treated with opioid-based medicine and combat opioid use disorder.

By Ms. Tyler of Boston, a petition (subject to Joint Rule 12) of Chynah Tyler relative to the governance and operations of the Reggie Lewis Track and Athletic Center at Roxbury Community College.

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

Paper from the Senate.

The House Bill amending the charter of the city of Northampton (House, No. 3995) (its title having being changed by the Senate committee on Bills in the Third Reading), came from the Senate passed to be engrossed, in concurrence, with an amendment striking out all after the enacting clause and inserting in place there of the text contained in Senate document numbered 2510. The amendment was referred, under Rule 35, to the committee on Bills in the Third Reading. Said committee then reported that the amendment was correctly drawn; and it was adopted, in concurrence.

Reports of Committees.

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

The Senate Bill validating actions taken at the annual town meeting held in the town of Nahant (printed in Senate, No. 2487); and

House bills

Relative to the charter of the town of Eastham (House, No. 3794) [Local Approval Received];

Marriages,—
justices.

Revenue
raising,—
new options.

Public
transit.

Construction
sites,—
alarms.

Grandparents,—
commission.

Furniture
tip-over.

Veterans,—
medical
marijuana.

Reggie Lewis
Track Center.

Northampton,—
charter.

Nahant,—
town meeting.

Eastham,—
charter.

Relative to the residency requirement for the executive assistant in the town of Hudson (House, No. 3919) [Local Approval Received];

Hudson,—
residency.

Amending the charter of the town of Hudson (House, No. 3920) [Local Approval Received]; and

Hudson,—
charter.

Establishing a sick leave bank for Tara Blodgett (House, No. 4064);

Tara Blodgett,—
sick leave.

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

By Miss Gregoire of Marlborough, for the committee on Bonding, Capital Expenditures and State Assets, on a message from His Excellency the Governor, a Bill providing for the terms of certain bonds for transportation improvements to be issued by the Commonwealth (printed in House, No. 3972). Read; and referred, under Rule 33, to the committee on Ways and Means.

Transportation
bonds.

Engrossed Bill.

The engrossed Bill amending the charter of the city of Northampton (see House, No. 3995, amended) (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 House Bill authorizing the town of Norwood to grant an additional liquor license (House, No. 3897), 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.

Order.

On motion of Mr. Mariano of Quincy,—

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

Next
sitting.

At twenty-five minutes before twelve o'clock noon, on motion of Mr. Muradian of Grafton (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.

The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



MONDAY, AUGUST 9, 2021.

[79]

JOURNAL OF THE HOUSE.

Monday, August 9, 2021.

Met according to adjournment at eleven o'clock A.M., in an Informal Session, with Mr. Garballey of Arlington 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. Garballey), the members and employees joined with him in reciting the pledge of allegiance to the flag.

Pledge of
allegiance.

Petitions.

Mr. Linsky of Natick presented a petition (accompanied by bill, House, No. 4065) of David Paul Linsky (by vote of the town) that the town of Natick be authorized to issue three additional licenses for the sale of wine and malt beverages not to be drunk on the premises; and the same was referred to the committee on Consumer Protection and Professional Licensure. Sent to the Senate for concurrence.

Natick,—
liquor
licenses.

Petitions severally were presented and referred as follows:

By Mr. Puppolo of Springfield, a petition (subject to Joint Rule 12) of Angelo J. Puppolo, Jr., that the Office of Information Technology consider cloud computing service options under certain circumstances.

Cloud
computing.

By Representative Uyterhoeven of Somerville and Senator DiZoglio, a joint petition (subject to Joint Rule 12) of Erika Uyterhoeven and Diana DiZoglio relative to the appointment in each branch of the General Court of an independent officer who shall serve as representative regarding employment matters.

General Court,—
employment
officer.

By the same members, a joint petition (subject to Joint Rule 12) of Erika Uyterhoeven and Diana DiZoglio relative to legislative employee compensation cost-of-living adjustments.

Legislative
employees,—
compensation.

By the same members, a joint petition (subject to Joint Rule 12) of Erika Uyterhoeven and Diana DiZoglio relative to legislative employee compensation equity adjustment.

Id.

By the same members, a joint petition (subject to Joint Rule 12) of Erika Uyterhoeven and Diana DiZoglio relative to legislative employee living wage.

Id.

By the same members, a joint petition (subject to Joint Rule 12) of Erika Uyterhoeven and Diana DiZoglio relative to health insurance coverage for legislative employees.

Legislative
employees,—
health
insurance.

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

Papers from the Senate.

Reports

Of the committee on the Judiciary, asking to be discharged from further consideration

Of the petition (accompanied by bill, Senate, No. 1084) of Joan B. Lovely and Thomas P. Walsh for legislation relative to bullying in public housing,— and recommending that the same be referred to the committee on Housing;

Public housing,— bullying.

Of the petition (accompanied by bill, Senate, No. 1010) of Brian Coppola for legislation to establish psychiatric advance directives for mental health care,— and recommending that the same be referred to the committee on Mental Health, Substance Use and Recovery; and

Psychiatric advance directives.

Of the petition (accompanied by bill, Senate, No. 935) of Clare McDermet for legislation to designate primary, caucus, and election days as commonwealth holidays;

Elections, etc.,— holidays.

Of the petition (accompanied by bill, Senate, No. 1030) of Paul R. Feeney for legislation to establish a November holiday honoring President John F. Kennedy, to promote increased voter participation and civic engagement; and

Election day,— holiday.

Of the petition (accompanied by bill, Senate, No. 1125) of Rebecca L. Rausch and Erika Uytterhoeven for legislation to establish election day as a legal holiday;

Id.

And recommending that the same severally be referred to the committee on State Administration and Regulatory Oversight.

Severally accepted by the Senate were considered forthwith, under Rule 42; and they were accepted, in concurrence.

A report of the committee on Telecommunications, Utilities and Energy, recommending that the Communication from the Division of Energy Resources of the Executive Office of Energy and Environmental Affairs (under the provisions of section 12 of Chapter 25A of the General Laws) submitting amendments to 225 CMR 14.00 and 15.00, Renewable Energy Portfolio Standard Regulations (RPS) Class I and Class II (House, No. 3923), be placed on file, having been accepted by the Senate, was considered forthwith, under Rule 42; and it was accepted, in concurrence.

Renewable Energy Portfolio Standard Regulations.

Orders of the Day.

The House Bill designating a certain bridge in the town of Wilmington as the Trooper Thomas W. Devlin memorial bridge and a certain railway platform in the city of Northampton as the Honorable Peter V. Kocot memorial station (House, No. 3942) (its title having been changed by the committee on Bills in the Third Reading), reported by said committee to be correctly drawn, was read a third time forthwith; and it was passed to be engrossed. Sent to the Senate for concurrence.

Third reading bill.

Order.

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

Next sitting.

At three minutes after eleven o'clock A.M., on motion of Mr. Hill of Ipswich (Mr. Garballey of Arlington being in the Chair), the House adjourned, to meet the following Thursday at eleven o'clock A.M., in an Informal Session.

The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



MONDAY, AUGUST 16, 2021.

[81]

JOURNAL OF THE HOUSE.

Monday, August 16, 2021.

Met according to adjournment at eleven o'clock A.M., in an Informal Session, with Mr. Garballey of Arlington 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. Garballey), the members and employees joined with him 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. Roy of Franklin) congratulating Sergeant Lee A. Drake on celebrating his retirement for twenty-five years of dedicated service to the citizens of Franklin and his commitment to the Franklin Police Department; and

Lee
Drake.

Resolutions (filed by Mr. Roy of Franklin) congratulating Carter Hudson Pomponio on receiving the Eagle Award of the Boy Scouts of America;

Carter
Pomponio.

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 Massachusetts Commission on the Status of Women (see Section 66 of Chapter 3 of the General Laws) submitting its annual report for fiscal year 2021;

Status of
women.

From the Massachusetts Commission on the Status of Women (see Section 66 of Chapter 3 of the General Laws) submitting a report on the Status of Girls in the Commonwealth and related recommendations;

Status of
girls.

From the Department of Transitional Assistance (see Section 5I(d) of Chapter 18 of the General Laws) submitting its prohibited items and locations report;

Prohibited
locations.

From the State Retiree Benefits Trust ("HST") Board (see Section 24(f) of Chapter 32A of the General Laws) submitting the approved budget for said board for fiscal year 2021;

Retirees
Benefits Trust
Board.

From the State Retiree Benefits Trust ("HST") Board (see Section 24(f) of Chapter 32A of the General Laws) submitting the approved budget for said board for fiscal year 2022;

Id.

From the Massachusetts Life Insurance Community Investment Initiative, LLC (see Section 2(e) of Chapter 259 of the Acts of 1998) submitting its annual report and statement of financial condition for the year 2020 [copies of said report were

Life Insurance
Community
Investment
Initiative.

forwarded to the committee on Ways and Means and the committees on Financial Services and Revenue];

From the Mandela Memorial Commission (see Chapter 1 of the Resolves of 2016) submitting a report outlining proposals and recommendations;

From the Office of the Child Advocate (see Section 12 of Chapter 124 of the Acts of 2019) submitting the Mandated Reporter Commission's final report;

From the Department of Public Health (see Chapter 227 of the Acts of 2020) explaining the status of two reports; and

From the Department of Children and Families (see items 4000-0051 and 4800-0200 contained in Section 2 of Chapter 227 of the Acts of 2020) submitting a biannual report from the Massachusetts Family Resource Center Network;

Severally were placed on file.

Mandela Commission.

Mandated reporters.

Department of Public Health.

Family Resource Center Network.

Report.

A report of the Department of Transitional Assistance (sunder Section 2(B)(o) of Chapter 18 of the General Laws) submitting a report entitled: Transitional Aid to Families with Dependent Children Work Participation Report [copies of said report were forwarded to the committee on Ways and Means and the committee on Children, Families and Persons with Disabilities], was placed on file.

Work participation.

Petitions.

Petitions severally were presented and referred as follows:

By Representative Arciero of Westford and Senator Kennedy, a joint petition (accompanied by bill, House, No. 4076) of James Arciero and Edward J. Kennedy (by vote of the town) that the town of Westford be authorized to dedicate two parcels of land in said town for the Beaver Brook Road bridge improvement project; and

By Mr. Galvin of Canton, a petition (accompanied by bill, House, No. 4077) of William C. Galvin (by vote of the town) that the town of Canton be authorized to grant a right of way access easement across certain land in said town;

Severally to the committee on Municipalities and Regional Government.

Severally sent to the Senate for concurrence.

Westford—
Beaver Brook
Road bridge.

Canton,—
land.

Mr. Straus of Mattapoisett presented a petition (subject to Joint Rule 12) of William M. Straus for legislation to establish a sick leave bank for Samantha Davignon, an employee of the Department of Children and Families; and the same was referred, under Rule 24, to the committee on Rules.

Samantha Davignon,—
sick leave.

Reports of Committees.

By Mr. Honan of Boston, for the committee on Steering, Policy and Scheduling, that the Senate Bill authorizing the town of Westport to convey a non-exclusive access easement in a portion of town property at 493 Old County Road to benefit 497 Old County Road (Senate, No. 1357) [Local Approval Received], be scheduled for consideration by the House.

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.

Westport,—
easement.

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

Authorizing the investment of town of Lunenburg library trust funds (House, No. 3727) [Local Approval Received];

Lunenburg,—
library funds.

Amending the charter for the town of Nantucket (House, No. 3792) [Local Approval Received]; and

Nantucket,—
charter.

Authorizing the city of Northampton to amend a certain conservation easement (House, No. 3900) [Local Approval Received];

Northampton,—
easement.

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

By Mr. Honan of Boston, for the committee on Steering, Policy and Scheduling, that the House Bill authorizing certain investments by the treasurer of the town of Groton (House, No. 3909) [Local Approval Received], be scheduled for consideration by the House.

Groton,—
investments.

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

By Ms. Ehrlich of Marblehead, for the committee on Municipalities and Regional Government, on a petition, a Bill relative to the permanent intermittent police force for the city of Methuen (House, No. 2147) [Local Approval Received]. Read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Methuen,—
police.

Emergency Measure.

The engrossed Bill establishing a sick leave bank for Christina Ruccio, an employee of the Suffolk County Sheriff's Department (see House, No. 3927), 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.

Christina
Ruccio,—
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 4 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

Revoking the town of Longmeadow's acceptance of a certain general law establishing a board of election commissioners (see House, No. 94); and

Bills
enacted.

Authorizing the town of Wakefield to employ retired police officers as special police officers (see House, No. 2714);

(Which severally originated in the House);

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.

House bills

Amending the Attleboro city charter by making all gender references therein gender neutral (House, No. 2169) (its title having been changed by the committee on Bills in the Third Reading); and

Third reading bills.

Establishing a sick leave bank for Tara Blodgett, an employee of the Department of Developmental Services (House, No. 4064) (its title having been changed by the committee on Bills in the Third Reading);

Severally reported by said committee to be correctly drawn, were read a third time; and they were passed to be engrossed. Severally sent to the Senate for concurrence.

The House Bill relative to reprecincting (House, No. 3863), was considered, the question being on concurring with the Senate in its amendment.

Reprecincting.

The committee on Bills in the Third Reading reported asking to be discharged from further consideration of the bill; and the report was accepted.

The House then non-concurred with the Senate in its amendment; and, on motion of Mr. Moran of Boston, asked for a committee of conference on the disagreeing votes of the two branches. Representatives Moran of Boston, Ryan of Boston and Dooley of Norfolk were appointed the committee on the part of the House. Sent to the Senate to be joined.

Conference committee.

Subsequently notice was received from the Senate that said branch had insisted on its amendment, concurred with the House in the appointment of a committee of conference; and that Senators Brownsberger, Finegold and Fattman had been appointed the committee on the part of the Senate.

Id.

Order.

On motion of Mr. Mariano of Quincy,—

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

Next sitting.

At twenty-one minutes after eleven o'clock A.M., on motion of Ms. Gifford of Wareham (Mr. Garballey of Arlington being in the Chair), the House adjourned, to meet the following Thursday at eleven o'clock A.M., in an Informal Session.

The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



MONDAY, AUGUST 23, 2021.

[83]

JOURNAL OF THE HOUSE.

Monday, August 23, 2021.

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.

Petitions.

Petitions severally were presented and referred as follows:

By Mr. Dooley of Norfolk, a petition (accompanied by bill, House, No. 4086) of Shawn Dooley (by vote of the town) that the town of Plainville be authorized to grant additional licenses for the sale of alcoholic beverages. To the committee on Consumer Protection and Professional Licensure.

Plainville,—
liquor
licenses.

By Representatives Gentile of Sudbury and Peisch of Wellesley, a petition (accompanied by bill, House, No. 4087) of Carmine Lawrence Gentile, Alice Hanlon Peisch and Rebecca L. Rausch (by vote of the town) that the town of Wayland be authorized to create a select board and town manager form of government in said town. To the committee on Municipalities and Regional Government.

Wayland,—
select board
and town
manager.

Severally sent to the Senate for concurrence.

Ms. Balsler of Newton presented a petition (subject to Joint Rule 12) of Ruth B. Balsler and others relative to library access to electronic books and digital audiobooks; and the same was referred, under Rule 24, to the committee on Rules.

Libraries,—
electronic
books.

Report 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 Angelo J. Puppolo, Jr., that the Office of Information Technology consider cloud computing service options under certain circumstances. Under suspension of the rules, on motion of Mr. Puppolo of Springfield, the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on Advanced Information Technology, the Internet and Cybersecurity. Sent to the Senate for concurrence.

Cloud
computing
services.

Orders of the Day.

The House Bill transferring custody and control of Fuller Field in the town of Clinton (House, No. 2182) (its title having been changed by the committee on Bills in the Third Reading), reported by said committee 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.

Order.

On motion of Mr. Mariano of Quincy,—

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

Next
sitting.

At three 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 Thursday at eleven o'clock A.M., in an Informal Session.

The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



THURSDAY, AUGUST 19, 2021.

[82]

JOURNAL OF THE HOUSE.

Thursday, August 19, 2021.

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.

Message from the Governor.

A message from His Excellency the Governor submitting requests for making appropriations for the fiscal year 2021 to provide for supplementing certain existing appropriations and for certain other activities and projects (House, No. 4078), was filed with the Clerk on Wednesday, August 18. 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.

Supplemental
appropriations.

Resolutions.

Resolutions (filed with the Clerk by Mr. Roy of Franklin) congratulating Dale Kurtz on the occasion of his retirement from the town of Franklin as veterans services officer, were referred under Rule 85, to the committee on Rules.

Dale Kurtz.

Mr. Galvin of Canton, for said committee, reported that the resolutions ought to be adopted. Under suspension of the rules, 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.

Petitions.

The following additional petitions (having been deposited in the office of the Clerk of the House, previously to five o'clock in the afternoon on Friday, February 19, 2021) were referred, under Rule 24 and Joint Rule 13, as follows:

By Ms. Higgins of Leominster, a petition (accompanied by bill, House, No. 4079) of Natalie M. Higgins and Jack Patrick Lewis relative to healthcare coverage for certain gender affirming care. To the committee on Financial Services.

Transgender
health care.

By Ms. Higgins of Leominster, a petition (accompanied by bill, House, No. 4080) of Natalie M. Higgins that the State 911 Department publish on its website a statewide disability indicator form. To the committee on Public Safety and Homeland Security.

911
disability
forms.

By Mr. Golden of Lowell, a petition (accompanied by bill, House, No. 4081) of Thomas A. Golden, Jr., relative to the expansion of renewable heating fuels and renewable thermal heating; and

Renewable
fuels.

By Mr. Rogers of Cambridge, a petition (accompanied by bill, House, No. 4082) of David M. Rogers and Paul A. Schmid, III for legislation to establish a high emissions vehicle retirement program.

High emissions vehicles.

Severally to the committee on Telecommunications, Utilities and Energy.

Severally sent to the Senate for concurrence.

Petitions severally were presented and referred as follows:

By Representative Vitolo of Brookline and Senator Creem, a joint petition (accompanied by bill, House, No. 4083) of Tommy Vitolo and Cynthia Stone Creem (by vote of the town) relative to bidding requirements for a certain affordable housing project in the town of Brookline. To the committee on Housing.

Brookline,—affordable housing.

By Representatives Robinson of Framingham and Lewis of Framingham, a petition (accompanied by bill, House, No. 4084) of Maria Duaine Robinson and Jack Patrick Lewis (with the approval of the mayor and city council) relative to the membership of the board of health in the city of Framingham. To the committee on Municipalities and Regional Government.

Framingham,—board of health.

By Representative Vitolo of Brookline and Senator Creem, a joint petition (accompanied by bill, House, No. 4085) of Tommy Vitolo and Cynthia Stone Creem (by vote of the town) that the town of Brookline be authorized to revoke certain special speed regulations in said town. To the committee on Transportation.

Brookline,—speed regulations.

Severally sent to the Senate for concurrence.

Mr. Durant of Spencer presented a petition (subject to Joint Rule 12) of Peter J. Durant and others that the Commonwealth shall not require proof of vaccination against COVID-19 as a condition of entry; and the same was referred, under Rule 24, to the committee on Rules.

Vaccination,—entry condition.

Papers from the Senate.

Petitions were referred, in concurrence, as follows:

Petition (accompanied by bill, Senate, No. 2511) of Barry R. Finegold and Frank A. Moran (by vote of the town) for legislation to authorize the town of Andover to grant 7 additional licenses for the sale of alcoholic beverages not to be drunk on the premises. To the committee on Consumer Protection and Professional Licensure.

Andover,—liquor licenses.

Petition (accompanied by bill, Senate, No. 2512) of Barry R. Finegold and Frank A. Moran (by vote of the town) for legislation to authorize the town of Andover to establish a means tested senior citizen property tax exemption. To the committee on Revenue.

Andover,—senior property taxes.

Report 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 Paul W. Mark and Adam G. Hinds that the commissioner of Capital Asset Management and Maintenance be authorized to convey a certain easement to the town of Savoy. Under suspension of the rules, on motion of Mr. Galvin, the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on State Administration and Regulatory Oversight. Sent to the Senate for concurrence.

Savoy,—easement.

Engrossed Bill.

The engrossed Bill allowing elected officers in the town of Lee to serve on the board of public works of the town (see House, No. 2757) (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 House Bill authorizing the town of Clinton to grant an additional license for the sale of all alcoholic beverages not to be drunk on the premises (House, No. 3896) (its title having been changed by the committee on Bills in the Third Reading), reported by said committee 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.

Order.

On motion of Mr. Mariano of Quincy,—

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

Next
sitting.

At four 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.

The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



THURSDAY, AUGUST 26, 2021.

[84]

JOURNAL OF THE HOUSE.

Thursday, August 26, 2021.

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 Nguyen of Andover and Robertson of Tewksbury, the members and employees stood in a moment of silent tribute in respect to the memory of former State Representative Kevin G. Sullivan of Tewksbury.

Former State
Representative
Kevin G.
Sullivan
of Tewksbury.

Born in 1932 to John and Mary Sullivan, he grew up in a family known for its tradition of involvement in the community. Kevin continued in that same spirit, going above and beyond in his service for others. As a Korean War Veteran, he served our country as a member of the U.S. Navy with the Navy Seabees, the Naval construction force responsible for building runways, piers, and causeways essential to the war effort overseas. Mr. Sullivan followed his military service by serving his community as an elected official, providing years of service in Tewksbury as the chair of both the Board of Health and the Board of Selectmen. He would also serve as the first State Representative from Tewksbury, serving the 28th Middlesex District from 1969 – 1972. On September 21st, 2019, Mr. Sullivan received the Korean Ambassador for Peace Medal for his service during the Korean War. His life and work impacted everyone in the Tewksbury community, and his loss will be greatly felt.

Former State Representative Kevin G. Sullivan passed away peacefully in his home with his family nearby on August 1st, 2021, at the age of 89. He was the loving husband of the late Peggy Sullivan. He is survived by his sons Kevin, John, and David, his daughter Mary, as well as his seven grandchildren and nine great-grandchildren.

Resignation of Representative Hill of Ipswich.

The following communication was read; and spread upon the records of the House, as follows:

August 24, 2021.

The Honorable Steven T. James, *Clerk*
Massachusetts House of Representatives
State House, Room 145
Boston, MA 02133

Dear Mr. James,

I am writing this letter to inform you that I will irrevocably resign as a member of the Massachusetts House of Representatives from the 4th Essex District, effective on Wednesday, September 15, 2021.

Resignation of
Representative
Bradford Hill
of Ipswich.

Holding this position since 1999 has been a true honor that I shall never forget. I want to thank the citizens of this district for having the faith in me to represent them in the Great and General Court of the Commonwealth of Massachusetts. Additionally, I want to recognize you and your staff for the partnership we have had over the years that made this job so much easier for me to do. I am forever grateful and wish you and your staff the very best.

Sincerely,
BRADFORD HILL
Assistant Minority Leader
Massachusetts House of Representatives

Order.

The following order (filed this day by Mr. Mariano of Quincy) was considered forthwith; and it was adopted.

Ordered, That the House irrevocably accepts the resignation, dated August 24, 2021 and effective September 15, 2021, of Bradford Hill as the Representative in the General Court from the 4th Essex District and declares that, by reason of this resignation, the office of Representative from that district is vacant as of September 15, 2021; and be it further

Fourth Essex
Representative
District,—
time for election
to fill vacancy.

Ordered, That, the precept to be issued by the Speaker, under the provisions of Section 141 of Chapter 54 of the General Laws, appointing a time for the election to fill the vacancy that shall exist in the office of Representative in the General Court from said Fourth Essex District shall designate Tuesday, November 30, 2021, as the time ordered by the House of Representatives for said election.

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) congratulating Deborah Wall on the occasion of her retirement as director of the Pembroke Public Library;

Deborah
Wall.

Resolutions (filed by Mr. Donato of Medford) celebrating the Medford Invitational Tournament on its twenty-fifth anniversary; and

Medford
Invitational.

Resolutions (filed by Representatives Kerans of Danvers and Walsh of Peabody) honoring Representative Theodore “Ted” C. Speliotis for his thirty years of service in the Massachusetts House of Representatives;

Theodore
Speliotis.

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.

Petitions.

The following additional petition (having been deposited in the office of the Clerk of the House, previously to five o'clock P.M., on Friday, February 19, 2021) was referred, under Rule 24 and Joint Rule 13, as follows:

Representatives Livingstone of Boston and Santiago of Boston, presented a petition (accompanied by bill, House, No. 4090) of Jay D. Livingstone and Jon Santiago for legislation to provide grants to gateway municipalities and the city of Boston for replacement of lead water distribution pipes. To the committee on Environment, Natural Resources and Agriculture. Sent to the Senate for concurrence.

Boston,—
pipe
replacement.

Petitions severally were presented and referred as follows:

By Mr. Whelan of Brewster, a petition (subject to Joint Rule 7A) of Timothy R. Whelan that Barnstable county retirement board shall permit Jeremiah Z. Valli, a member of the Barnstable county retirement system, to purchase creditable service for military service.

Jeremiah
Valli,—
creditable
service.

By Representative Muratore of Plymouth and Senator Moran, a joint petition (subject to Joint Rule 12) of Mathew J. Muratore and Susan L. Moran for legislation to establish a sick leave bank for Tanya Hackett, an employee of the Department of Children and Families.

Tanya
Hackett,—
sick leave.

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

Papers from the Senate.

Petition (accompanied by bill) of Marc R. Pacheco, Carol A. Doherty and Patricia A. Haddad for legislation to establish a sick leave bank for Lisa Sbrogna, an employee of the Department of Mental Health, came from the Senate referred, under suspension of Joint Rule 12, to the committee on Public Service.

Lisa Sbrogna,—
sick leave.

The House then concurred with the Senate in the suspension of said rule; and, the petition (accompanied by bill, Senate, No. 2514) was referred, in concurrence, to the committee on Public Service.

Petition (accompanied by bill) of Rebecca L. Rausch, Lindsay N. Sabadosa, Elizabeth A. Malia, David Paul Linsky and others for legislation to mitigate COVID-19 transmission among children and families, came from the Senate referred, under suspension of Joint Rule 12, to the committee on Public Health.

COVID-19,—
schools, etc.

The House then concurred with the Senate in the suspension of said rule; and, on motion of Ms. Peisch of Wellesley, the petition (accompanied by bill, Senate, No. 2516) was referred, in non-concurrence, to the committee on Education. Sent to the Senate for concurrence in the reference.

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 William M. Straus for legislation to establish a sick leave bank for Samantha Davignon, an employee of the Department of Children and Families. 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.

Samantha
Davignon,—
sick leave.

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

Senate bills

Authorizing certain investments by the treasurer of the town of Milton (Senate, No. 1364) [Local Approval Received];

Milton,—
investments.

Amending the charter of the city of Amesbury to increase the term of the mayor to 4 years (Senate, No. 2449) [Local Approval Received];

Amesbury,—
charter.

Amending the charter of the city of Amesbury relative to the position of school committee chair (Senate, No. 2450) [Local Approval Received]; and

Id.

Authorizing the city of Fall River Housing Authority to convey a certain parcel of land to Southcoast Hospital Group, Inc. (Senate, No. 2503) [Local Approval Received]; and

Southcoast
Hospital.

House bills

To allow the town of Andover to transfer conservation land (House, No. 2193) [Local Approval Received];

Andover,—
land.

Authorizing alternates on the Tyngsborough conservation commission (House, No. 3725) [Local Approval Received]; and

Tyngsborough.

Authorizing the town of Dracut to pay a certain bill to White Water, Inc. (House, No. 3726) [Local Approval Received];

Dracut,—
White Water,
Inc.

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

Orders of the Day.

The Senate Bill validating actions taken at the annual town meeting held in the town of Nahant (printed in Senate, No. 2487), 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 the town of Whately to continue the employment of fire department member Gary Stone (House, No. 3854), reported by the committee on Bills in the Third Reading to be correctly drawn, was read a third time.

Whately,—
Gary Stone.

Pending the question on passing the bill to be engrossed, Ms. Garlick of Needham moved to amend it by adding the following section:

“SECTION 2. This act shall take effect upon its passage.”.

The amendment was adopted and the bill (House, No. 3854, amended) was passed to be engrossed. Sent to the Senate for concurrence.

The House Bill authorizing the town of Whatley to continue the employment of William Smith, a member of the fire department of the town (House, No. 3855) (its title having been changed by the committee on Bills in the Third Reading), reported by said committee to be correctly drawn, was read a third time.

Whately,—
William Smith.

Pending the question on passing the bill to be engrossed, Ms. Garlick of Needham moved to amend it by adding the following section:

“SECTION 2. This act shall take effect upon its passage.”.

The amendment was adopted and the bill (House, No. 3855, amended) was passed to be engrossed. Sent to the Senate for concurrence.

Order.

On motion of Mr. Mariano of Quincy,—

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

Next
sitting.

Representatives Nguyen of Andover and Robertson of Tewksbury then moved that as a mark of respect to the memory of Kevin G. Sullivan, a member of the House from Tewksbury, from 1969 to 1972, inclusive, the House adjourn; and the motion prevailed.

Accordingly, at twenty-eight minutes before twelve o'clock noon, 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.

The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



MONDAY, AUGUST 30, 2021.

[85]

JOURNAL OF THE HOUSE.

Monday, August 30, 2021.

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.

Petitions.

By Representative Gentile of Sudbury and Senator Barrett, a joint petition (accompanied by bill, House, No. 4091) of Carmine Lawrence Gentile and Michael J. Barrett (by vote of the town) that the town of Sudbury be authorized to establish a fee for retail establishment checkout bags in said town; and

Sudbury,—
checkout
bags.

By Representative Pignatelli of Lenox and Senator Hinds, a joint petition (accompanied by bill, House, No. 4092) of Smitty Pignatelli and Adam G. Hinds (by vote of the town) relative to establishing an open town meeting in the town of Lee.

Lee,—
town
meeting.

Severally to the committee on Municipalities and Regional Government.

By Representative Rogers of Norwood and Senator Rush, a joint petition (accompanied by bill, House, No. 4093) of John H. Rogers and Michael F. Rush (by vote of the town) that the position of apprentice lineman in the town of Norwood be exempt from the civil service law. To the committee on Public Service.

Norwood,—
apprentice
lineman.

Severally sent to the Senate for concurrence.

Papers from the Senate.

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

Petition (accompanied by bill, Senate, No. 2513) of Adam G. Hinds and Natalie M. Blais (by vote of the town) for legislation relative to the select board of the town of Goshen.

Goshen,—
select board.

Petition (accompanied by bill, Senate, No. 2515) of James B. Eldridge, Tami L. Gouveia and Danillo A. Sena (by vote of the town) for legislation to authorize the town of Acton to adopt and enforce local regulations restricting new fossil fuel infrastructure in certain construction.

Acton,—
fossil fuel
infrastructure.

Severally to the committee on Municipalities and Regional Government.

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 James M. Kelcourse and Diana DiZoglio (by vote of the town) that the commissioner of Capital Asset Management and Maintenance be authorized to convey a certain parcel of land to the town of Salisbury for affordable housing purposes. To the committee on Municipalities and Regional Government

Salisbury,—
land.

Petition (accompanied by bill) of Andres X. Vargas that the Massachusetts Department of Transportation conduct a comprehensive noise study along interstate highway Route 495 in the city of Haverhill; and

Route 495,—
noise study.

Petition (accompanied by bill) of Andres X. Vargas relative to designating a certain bridge spanning Interstate Route 495 in the city of Haverhill as the Ted and Mary Murphy bridge;

Haverhill,—
Ted and Mary
Murphy bridge.

Severally to the committee on Transportation.

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

Engrossed Bill.

The engrossed Bill validating the annual town meeting held in the town of Nahant (see Senate bill printed in Senate, No. 2487) (which originated in the Senate), having been certified by the Clerk to be rightly and truly prepared for final passage, was passed to be enacted (more than two-thirds of the members having agreed to pass the same); and it was signed by the acting Speaker and sent to the Senate.

Bill
enacted.

Orders of the Day.

Senate bills

Amending the charter of the city of Amesbury to increase the term of the mayor to 4 years (Senate, No. 2449); and

Third
reading
bills.

Amending the charter of the city of Amesbury relative to the position of school committee chair (Senate, No. 2450);

Severally reported by the committee on Bills in the Third Reading to be correctly drawn, were read a third time; and they were passed to be engrossed, in concurrence.

The House Bill authorizing the conveyance of a conservation restriction on the land known as Inter Lochen Park in the town of Sharon (House, No. 3867), 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.

Order.

On motion of Mr. Mariano of Quincy,—

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

Next
sitting.

At five minutes after eleven o'clock A.M., on motion of Mr. Muratore of Plymouth (Mr. Donato of Medford being in the Chair), the House adjourned, to meet the following Thursday at eleven o'clock A.M., in an Informal Session.

The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



TUESDAY, SEPTEMBER 7, 2021.

[87]

JOURNAL OF THE HOUSE.

Tuesday, September 7, 2021.

Met according to adjournment at eleven o'clock A.M., in an Informal Session, with Mr. Garballey of Arlington 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. Garballey), the members and employees joined with him 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 Ms. Hogan of Stow) celebrating the one hundred and fiftieth anniversary of the incorporation of the town of Maynard;

Maynard,—
anniversary.

Resolutions (filed by Mr. McMurtry of Dedham) congratulating Gabriel Emerson on receiving the Eagle Award from the Boy Scouts of America; and

Gabriel
Emerson.

Resolutions (filed by Ms. Sullivan of Abington) recognizing the Jeff Coombs Memorial Foundation on its twentieth and final road race, family walk and family day in the town of Abington;

Abington,—
Jeff Coombs
Foundation.

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.

Petitions.

Mrs. Harrington of Groton presented a petition (accompanied by bill, House, No. 4101) of Sheila C. Harrington (by vote of the town) that the town of Dunstable be authorized to establish the appointed position of town clerk; and the same was referred to the committee on Municipalities and Regional Government. Sent to the Senate for concurrence.

Dunstable,—
town clerk.

Petitions severally were presented and referred as follows:

By Mr. Chan of Quincy, a petition (subject to Joint Rule 12) of Tackey Chan and Peter J. Durant that employees of the Commonwealth or its political subdivisions, whose employment is terminated as a result of failure to comply with an employer's COVID 19 vaccine mandate, shall receive an automatic unpaid leave of absence for two years from the date of termination.

Vaccine
mandate,—
leaves of
absence.

By Ms. Nguyen of Andover, a petition (subject to Joint Rule 12) of Tram T. Nguyen, Jack Patrick Lewis and Harriette L. Chandler for legislation to establish the Blue-spotted Salamander as the official amphibian of the Commonwealth.

Official state
amphibian.

By Mr. Vargas of Haverhill, a petition (subject to Joint Rule 12) of Andres X. Vargas for legislation to establish an exemption from wage and hour restrictions for certain retirees.

Wage restriction,—retirees.

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

Papers from the Senate.

A Bill changing the term of office of the mayor in the city known as the town of Agawam to 4 years (Senate, No. 2523) (on Senate bill No. 1367, changed) [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.

Agawam,—mayoral term.

Petitions severally were referred, in concurrence, as follows:

Petition (accompanied by bill, Senate, No. 2517) of Marc R. Pacheco, Norman J. Orrall, Susan Williams Gifford and Kathleen R. LaNatra (by vote of the town) for legislation to authorize the town of Middleborough to convey certain conservation land in the town;

Middleborough,—land.

Petition (accompanied by bill, Senate, No. 2518) of Marc R. Pacheco, Norman J. Orrall, Susan Williams Gifford and Kathleen R. LaNatra (by vote of the town) for legislation to authorize the treasurer of the town of Middleborough to pay from available funds to Middleborough High School students, parents or guardians amounts paid but not reimbursed for the costs of the 2020 senior trip; and

Middleborough,—2020 senior trip.

Petition (accompanied by bill, Senate, No. 2524) of Patricia D. Jehlen (with approval of the mayor and city council) for legislation to provide for a gender-neutral charter in the city of Somerville;

Somerville,—charter.

Severally to the committee on Municipalities and Regional Government.

Report of a Committee.

By Mr. Ryan of Boston, for the committee on Election Laws, on a joint petition, a Bill relative to recall of elected officers in the town of Wenham (House, No. 3746) [Local Approval Received]. Read; and referred, under Rule 7A, to the committee on Steering Policy and Scheduling.

Wenham,—elected officers.

Engrossed Bill.

The engrossed Bill designating a certain bridge in the town of Wilmington as the Trooper Thomas W. Devlin Memorial Bridge and a certain railway platform in the city of Northampton as the Honorable Peter V. Kocot Memorial Station (see House, No. 3942) (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.

House bills

Relative to insurance proceeds for injured police and fire personnel in the town of Boylston (House, No. 2181); and

Third reading bills.

Authorizing the town of Sudbury to grant an additional license for the sale of alcoholic beverages to be drunk on the premises (House, No. 3895);

Severally reported by the committee on Bills in the Third Reading to be correctly drawn, were read a third time; and they were passed to be engrossed. Severally sent to the Senate for concurrence.

Order.

On motion of Mr. Mariano of Quincy,—

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

Next
sitting.

At five minutes after eleven o'clock A.M., on motion of Mr. Wong of Saugus (Mr. Garballey of Arlington being in the Chair), the House adjourned, to meet the following Thursday at eleven o'clock A.M., in an Informal Session.

The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



THURSDAY, SEPTEMBER 9, 2021.

[88]

JOURNAL OF THE HOUSE.

Thursday, September 9, 2021.

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 Tribute.

At the request of Speaker Mariano of Quincy, the members and employees stood in a moment of silent tribute in respect to the memory of the nearly three thousand people who died 20 years ago on September 11, 2001, especially the 206 persons who were either living in Massachusetts or were natives of our Commonwealth.

September
11, 2001.

Resolutions.

Resolutions (filed with the Clerk by Representatives Fiola of Fall River, Silvia of Fall River and Schmid of Westport) recognizing September 17th, 2021, as Prisoners of War and Missing in Action Day, were referred under Rule 85, to the committee on Rules.

Prisoners of
War and
Missing in
Action Day.

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

Petitions.

Petitions severally were presented and referred as follows:

By Mr. Philips of Sharon, a petition (subject to Joint Rule 12) of Edward R. Philips and Michelle L. Ciccolo that the Department of Elementary and Secondary Education be authorized to offer two hours of evidence based in-service suicide awareness and prevention training once every other year to certain employees.

Suicide
prevention.

By the same member (by request), a petition (subject to Joint Rule 12) of Michael Hyde for legislation to further regulate wiretapping.

Wiretapping.

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

Reports of Committees.

By Mr. Galvin of Canton, for the committee on Rules, that Joint Rule 7B be suspended on the petition of Carmine Lawrence Gentile, James B. Eldridge and Michael J. Barrett (by vote of the town) that the town of Sudbury be authorized to transfer a certain parcel of land in said town to Theodore Orenstein and Judith

Sudbury,—
land.

Aronson Webb. Under suspension of the rules, on motion of Mr. McGonagle of Everett, the report was considered forthwith. Joint Rule 7B was suspended; and the petition (accompanied by bill) was referred to the committee on Municipalities and Regional Government. Sent to the Senate for concurrence.

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 Christine P. Barber relative to collaborative drug therapy management optimization. To the committee on Public Health.

Petition (accompanied by bill) of Steven Ultrino, Paul J. Donato and Jason M. Lewis relative to charter schools and the uniform procurement act. To the committee on State Administration and Regulatory Oversight.

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

By Mr. Gordon of Bedford, for the committee on Public Service, on a petition, a Bill establishing a sick leave bank for Samantha Davignon, an employee of the Department of Children and Families (House, No. 4094).

By the same member, for the same committee, on a joint petition, a Bill establishing a sick leave bank for Tanya Hackett, an employee of the Department of Children and Families (House, No. 4103).

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

Drug therapy,—
management.

Charter
schools,—
procurements.

Samantha
Davignon,—
sick leave.

Tanya
Hackett,—
sick leave.

Engrossed Bill.

The engrossed Bill authorizing the town of Webster to grant 2 additional licenses for the sale of all alcoholic beverages to be drunk on the premises and 2 additional licenses for the sale of wines and malt beverages to be drunk on the premises (see House, No. 3898) (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.

Order.

On motion of Mr. Mariano of Quincy,—

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

Next
sitting.

At five 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.

The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



MONDAY, SEPTEMBER 13, 2021.

[89]

JOURNAL OF THE HOUSE.

Monday, September 13, 2021.

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.

Petitions.

Petitions severally were presented and referred as follows:

By Representative Fernandes of Falmouth and Senator Cyr, a joint petition (accompanied by bill, House, No. 4104) of Dylan A. Fernandes and Julian Cyr (by vote of the town) that the Nantucket Islands Land Bank and the town of Nantucket be authorized to transfer, convey or otherwise dispose to each other portions of certain land in said town;

Nantucket,—
land.

By the same members, a joint petition (accompanied by bill, House, No. 4105) of Dylan A. Fernandes and Julian Cyr (by vote of the town) that the town of Nantucket be authorized to issue pension obligation bonds or notes; and

Nantucket,—
pensions.

By Mr. Stanley of Waltham, a petition (accompanied by bill, House, No. 4106) of Thomas M. Stanley and Michael J. Barrett (by vote of the town) that the town of Lincoln be authorized to establish a fee for checkout bags at certain retail establishments.

Lincoln,—
bag fee.

Severally to the committee on Municipalities and Regional Government.

By Mr. Stanley of Waltham, a petition (accompanied by bill, House, No. 4107) of Thomas M. Stanley and Michael J. Barrett (by vote of the town) that the town of Lincoln be authorized to establish a means tested senior citizen property tax exemption program in said town. To the committee on Revenue.

Lincoln,—
senior
property tax.

Severally sent to the Senate for concurrence.

Papers from the Senate.

A Bill redesignating the board of selectmen in the town of Princeton as the selectboard (Senate, No. 2464) (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.

Princeton,—
selectboard.

A petition (accompanied by bill, Senate, No. 2526) of Walter F. Timilty, William J. Driscoll, Jr., and Brandy Fluker Oakley (by vote of the town) for legislation to raise the income threshold for senior real property tax deferments in the town of Milton, was referred, in concurrence, to the committee on Revenue.

Milton,—
senior tax
deferments.

Reports of a Committee.

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

Relative to the permanent intermittent police force for the city of Methuen (House, No. 2147) [Local Approval Received];

Relative to recall of elected officers in the town of Wenham (House, No. 3746) [Local Approval Received];

Establishing a sick leave bank for Samantha Davignon, an employee of the Department of Children and Families (House, No. 4094); and

Establishing a sick leave bank for Tanya Hackett, an employee of the Department of Children and Families (House, No. 4103);

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

Methuen,—
police.

Wenham,—
recall.

Samantha
Davignon.

Tanya
Hackett.

Emergency Measure.

The engrossed Bill providing for the terms of certain bonds for transportation improvements to be issued by the Commonwealth (see House bill printed in House, No. 3972), 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.

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

Transportation
improvements.

Bill
enacted.

Orders of the Day.

House bills

Further regulating storage of alcoholic beverages (House, No. 338);

Authorizing alternate members for the Tyngsborough conservation commission (House, No. 3725) (its title having been changed by the committee on Bills in the Third Reading); and

Authorizing the town of Dracut to pay a certain bill to WhiteWater, Inc. (House, No. 3726) (its title having been changed by the committee on Bills in the Third Reading);

Severally reported by said committee to be correctly drawn, were read a third time; and they were passed to be engrossed. Severally sent to the Senate for concurrence.

Third
reading
bills.

Order.

On motion of Mr. Mariano of Quincy,—

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

Next
sitting.

At twelve minutes after eleven o'clock A.M., on motion of Mr. Hill of Ipswich (Mr. Donato of Medford being in the Chair), the House adjourned, to meet the following Thursday at eleven o'clock A.M., in an Informal Session.

The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



THURSDAY, SEPTEMBER 16, 2021.

[90]

JOURNAL OF THE HOUSE.

Thursday, September 16, 2021.

Met according to adjournment at eleven o'clock A.M., in an Informal Session, with Mr. Garballey of Arlington 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. Garballey), the members and employees joined with him 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 Ms. Dykema of Holliston) congratulating the Boston Athletic Association on the one hundred and twenty-fifth anniversary of the Boston Marathon;

Boston
Marathon,—
anniversary.

Resolutions (filed by Ms. Fluker Oakley of Boston) recognizing September 21, 2021 as the International Day of Peace in the Commonwealth;

Day of
peace.

Resolutions (filed by Representatives Nguyen of Andover and Moran of Lawrence) celebrating the three hundred seventy-fifth anniversary of the incorporation of the town of Andover; and

Andover,—
incorporation.

Resolutions (filed by Mr. Roy of Franklin) recognizing national principals month;

Principals.

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.

Petitions.

Ms. Miranda of Boston presented a petition (accompanied by bill, House, No. 4111) of Liz Miranda (with the approval of the mayor and city council) that the Boston Retirement System be authorized to establish an alternative superannuation retirement benefit program for certain educators and nurses; and the same was referred to the committee on Public Service. Sent to the Senate for concurrence.

Boston,—
retirement.

Petitions severally were presented and referred as follows:

By Representatives Blais of Sunderland and Domb of Amherst, a petition (subject to Joint Rule 12) of Natalie M. Blais, Mindy Domb and others for the annual issuance of a proclamation by the Governor designating the first Monday in March as COVID-19 remembrance day.

COVID-19
remembrance
day.

By Ms. Peisch of Wellesley, a petition (subject to Joint Rule 12) of Alice Hanlon Peisch relative to municipal lighting plants and greenhouse gas emissions.

Municipal
light plants.

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

Papers from the Senate.

A petition (accompanied by bill, Senate, No. 2530) of Cynthia Stone Creem and Tommy Vitolo (by vote of the town) for legislation to authorize citizens in the town of Brookline who have reached the age of sixteen years or older to register and vote in municipal election [sic] with the town, was referred, in concurrence, to the committee on Election Laws.

Brookline,—
voting age.

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

Petition (accompanied by bill, Senate, No. 2535) of Paul R. Feeney and Tackey Chan for legislation to revitalize agriculture, conditioning and simulcasting; and

Simulcasting.

Petition (accompanied by bill, Senate, No. 2536) of Patrick M. O'Connor for legislation relative to small businesses and the sale of certain cultural products;

Cultural
products.

Severally to the committee on Consumer Protection and Professional Licensure.

Petition (accompanied by bill, Senate, No. 2357) of Patrick M. O'Connor for legislation relative to an insulin patient assistance program. To the committee on Financial Services.

Patients,—
insulin.

Petition (accompanied by bill, Senate, No. 2538) of Patrick M. O'Connor for legislation relative to H-2B worker mobility. To the committee on Transportation.

Worker
mobility.

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 Ruth B. Balsler and Michael Nogrady relative to the use of white noise reverse alarms on motor vehicles operating on construction sites. To the committee on Labor and Workforce Development.

Construction
sites,—
alarms.

Petition (accompanied by bill) of Ruth B. Balsler and others relative to library access to electronic books and digital audiobooks. To the committee on Tourism, Arts and Cultural Development.

Libraries,—
electronic
books.

Under suspension of the rules, on motion of Mr. Wong of Saugus, the reports were considered forthwith. Joint Rule 12 then was suspended, in each instance.

Severally sent to the Senate for concurrence.

By Mr. Straus of Mattapoisett, for the committee on Transportation, on House, No. 3402, an Order relative to authorizing the committee on Transportation to make an investigation and study of a certain House document concerning transportation (House, No. 4112).

Transportation,—
transportation
matters.

By the same member, for the same committee, on House, Nos. 3435, 3442 and 3572, an Order relative to authorizing the committee on Transportation to make an investigation and study of certain House documents concerning transportation governance (House, No. 4113).

Transportation,—
transportation
governance.

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

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. Cabral of New Bedford, for the committee on State Administration and Regulatory Oversight, on a petition, a Bill establishing the official dinosaur of the Commonwealth (House, No. 3190).

State
dinosaur.

By the same member, for the same committee, on a joint petition, a Bill designating the Department of Unemployment Assistance building in the city of Brockton as the C. Gerald Lucey building (House, No. 4024).

Brockton,—
Lucey
building.

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

Engrossed Bill.

The engrossed Bill authorizing Justin Brown to take the civil service examination for the position of firefighter in the town of Arlington (see House, No. 3755) (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 authorizing the city of Gloucester to appoint retired police officers as special police officers (Senate, No. 2479), 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.

House bills
Relative to recall of elected officers in the town of Wenham (House, No. 3746);
and
Establishing a sick leave bank for Tanya Hackett, an employee of the Department of Children and Families (House, No. 4103);

Third
reading
bills.

Severally reported by the committee on Bills in the Third Reading to be correctly drawn, were read a third time; and they were passed to be engrossed. Severally sent to the Senate for concurrence.

Order.

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

Next
sitting.

At twenty-seven minutes before twelve o'clock noon, on motion of Mr. Wong of Saugus (Mr. Garballey of Arlington being in the Chair), the House adjourned, to meet the following Monday at eleven o'clock A.M., in an Informal Session.

The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



MONDAY, SEPTEMBER 20, 2021.

[91]

JOURNAL OF THE HOUSE.

Monday, September 20, 2021.

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.

Resolutions.

Resolutions (filed with the Clerk by Representatives McMurtry of Dedham and Garlick of Needham) honoring Dr. Lester J. Hartman on his retirement, were referred, under Rule 85, to the committee on Rules.

Lester
Hartman.

Mr. Galvin of Canton, for said committee, reported that the resolutions ought to be adopted. Under suspension of the rules, 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.

Petitions.

Ms. Gouveia of Acton presented a petition (accompanied by bill, House, No. 4117) of Tami L. Gouveia (by vote of the town) that the town of Concord be authorized to adopt and enforce local regulations restricting new fossil fuel infrastructure in certain construction in said town; and the same was referred to the committee on Municipalities and Regional Government. Sent to the Senate for concurrence.

Concord,—
fossil
fuels.

Ms. Duffy of Holyoke presented a petition (subject to Joint Rule 12) of Patricia A. Duffy relative to the use of marijuana or marijuana products on the premises of where said products are sold; and the same was referred, under Rule 24, to the committee on Rules.

Marijuana,—
point of
sale use.

Papers from the Senate.

A Bill providing a tax exemption for certain qualifying real estate in the town of Hamilton (Senate, No. 1362) (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.

Hamilton,—
tax exemption.

A report of the committee on State Administration and Regulatory Oversight, asking to be discharged from further consideration of the petition (accompanied by bill, Senate, No. 2125) of Walter F. Timilty and Lindsay N. Sabadosa for legislation to the create the Massachusetts Board of Public Safety Building Authority, and

Public safety
building
authority.

recommending that the same be referred to the committee on Public Safety and Homeland Security,— accepted by the Senate, was considered forthwith, under Rule 42; and it was accepted, in concurrence.

A petition (accompanied by bill, Senate, No. 2529) of Cynthia Stone Creem and Tommy Vitolo (by vote of the town) for legislation to authorize the expenditure of \$500,000 from town of Brookline Marijuana Mitigation Stabilization Fund for [sic] purpose of advancing racial equity in the town of Brookline, was referred, in concurrence, to the committee on Municipalities and Regional Government.

Brookline,—
marijuana
fund.

Reports of Committees.

Mr. Moran of Boston, for the committee of conference on the disagreeing votes of the two branches with reference to the Senate amendment (striking out all after the enacting clause and inserting in place thereof the text contained in Senate document numbered 2489) of the House Bill relative to reprecincting (House, No. 3863), reported, a bill with the same title (House, No. 4118). Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Reprecincting.

By Mr. Chan of Quincy, for the committee on Consumer Protection and Professional Licensure, on House, No. 3742, a Bill relative to the South Norwood General Business District (House, No. 4114) [Local Approval Received].

Norwood,—
liquor
licenses.

By the same member, for the same committee, on House, No. 3861, a Bill authorizing the town of Wellesley to grant certain licenses for the sale of alcoholic beverages (House, No. 4115) [Local Approval Received].

Wellesley,—
liquor
licenses.

By the same member, for the same committee, on House, No. 3890, a Bill authorizing the town of Easton to grant an additional license for the sale of all alcoholic beverages (House, No. 4116) [Local Approval Received].

Easton,—
liquor
license.

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

Engrossed Bills.

Engrossed bills

Authorizing the city of Gloucester to appoint retired police officers as special police officers (see Senate, No. 2479) (which originated in the Senate);

Bills
enacted.

Authorizing the town of Norwood to grant an additional license for the sale of wines and malt beverages not to be drunk on the premises (see House, No. 3897); and

Changing the name of the members of the city council in the city of Woburn from alderman to councilor (see House, No. 3947);

(Which severally originated in the House);

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 Samantha Davignon, an employee of the Department of Children and Families (House, No. 4094), reported

Third
reading
bill.

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.

The House Bill finalizing the transfer of land in the town of Middleton (House, No. 3178), reported by the committee on Bills in the Third Reading to be correctly drawn, was read a third time.

Middleton,—
land.

Pending the question on passing the bill to be engrossed, Mr. Jones of North Reading moved to amend it by adding the following section:

“SECTION 3. The parcels of land in this act have been used for open space and conservation purposes. After the enactment of this act the land shall be restricted to use for conservation purposes in the town of Middleton.”

The amendment was adopted; and the bill (House, No. 3178, amended) was passed to be engrossed. Sent to the Senate for concurrence.

Order.

On motion of Mr. Mariano of Quincy,—

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

Next
sitting.

At six 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 Wednesday at eleven o'clock A.M., in an Informal Session.

The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



WEDNESDAY, SEPTEMBER 22, 2021.

[92]

JOURNAL OF THE HOUSE.

Wednesday, September 22, 2021.

Met according to adjournment at eleven o'clock A.M., in an Informal Session, with Mr. Garballey of Arlington 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. Garballey), the members and employees joined with him in reciting the pledge of allegiance to the flag.

Pledge of
allegiance.

Resolutions.

Resolutions (filed with the Clerk by Mr. Michlewitz of Boston) congratulating Howard Merkowitz on the occasion of his retirement as Deputy Comptroller for the Commonwealth, were referred, under Rule 85, to the committee on Rules.

Howard
Merkowitz.

Mr. Galvin of Canton, for said committee, reported that the resolutions ought to be adopted. Under suspension of the rules, 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.

Petitions.

Petitions severally were presented and referred as follows:

By Representative Fernandes of Falmouth and Senator Cyr, a joint petition (accompanied by bill, House, No. 4123) of Dylan A. Fernandes and Julian Cyr (by vote of the town) relative to the audit committee of the town of Nantucket. To the committee on Municipalities and Regional Government.

Nantucket,—
audit
committee.

By Representative Fernandes of Falmouth and Senator Cyr, a joint petition (accompanied by bill, House, No. 4124) of Dylan A. Fernandes and Julian Cyr (by vote of the town) that the town of Tisbury be authorized to continue the employment of certain employees of said town's fire department notwithstanding the mandatory retirement age. To the committee on Public Service.

Tisbury,—
fire
department.

Severally sent to the Senate for concurrence.

Paper from the Senate.

A petition of Patrick M. O'Connor for legislation to authorize the county of Plymouth to issue pension obligation bonds or notes, came from the Senate referred, under suspension of Joint Rule 12, to the committee on Municipalities and Regional Government.

Plymouth
County,—
bonds.

The House then concurred with the Senate in the suspension of said rule; and the petition (accompanied by bill, Senate, No. 2539) was referred, in concurrence, to the committee on Municipalities and Regional Government.

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 Patricia A. Duffy relative to the use of marijuana or marijuana products on the premises of where said products are sold. 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 Cannabis Policy. Sent to the Senate for concurrence.

Marijuana,—
point of
sale use.

Mr. Galvin of Canton, for the committee on Rules, reported (under the provisions of House Rules 7B and 7C), an Order relative to special procedures for consideration by the House of the proposed Order to safeguard the health of House Members and employees during the ongoing COVID-19 pandemic (House, No. 4121) [for order, see House, No. 4122]. The order was adopted.

COVID-19
House
safeguards,—
special
procedures.

By Mr. Galvin of Canton, for the committee on Rules, (under the provisions of House Rule 7C), an Order to safeguard the health of House Members and employees during the ongoing COVID-19 pandemic (House, No. 4121).

COVID-19
House
safeguards.

Pending the question on adoption of the order, further consideration thereof was postponed, on further motion of the same member, until the following day and specially assigned to the hour of one o'clock P.M.

By Mr. Finn of West Springfield, for the committee on Children, Families and Persons with Disabilities, asking to be discharged from further consideration of the petition (accompanied by bill, House, No. 201) of Marjorie C. Decker, Jon Santiago and Lindsay N. Sadosa relative to health care research and decision-making centered on patients and persons with disabilities,— and recommending that the same be referred to the committee on Health Care Financing. Under Rule 42, the report was considered forthwith; and it was accepted. Sent to the Senate for concurrence.

Patients,—
decision-
making.

By Ms. Ehrlich of Marblehead, for the committee on Municipalities and Regional Government, on a joint petition, a Bill establishing the Dukes County Sheriff's regional lockup fund (House, No. 2155).

Dukes County
Sheriff,—
fund.

By the same member, for the same committee, on a petition, a Bill authorizing the town of Westford Select Board to dedicate two parcels of land currently held by the conservation commission for the Beaver Brook Road bridge improvement project (House, No. 4076) [Local Approval Received].

Westford—
bridge.

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

By Mr. Honan of Boston, for the committee on Steering, Policy and Scheduling, that the report of the committee of conference on the disagreeing votes of the two branches, with reference to the Senate amendment (striking out all after the enacting clause and inserting in place thereof the text contained in Senate document numbered 2489) of the House Bill relative to reprecincting (House, No. 3863),— recommending passage of a bill with the same title (House, No. 4118),— be scheduled for consideration by the House. Placed in the Orders of the Day for the next sitting, the question being on acceptance.

Reprecincting.

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

The Senate Bill changing the term of office of the mayor in the city known as the town of Agawam to 4 years (Senate, No. 2523) [Local Approval Received]; and House bills

Establishing the official dinosaur of the Commonwealth (House, No. 3190); and Designating the Department of Unemployment Assistance building in the city of Brockton as the C. Gerald Lucey building (House, No. 4024);

Severally placed in the Orders of the Day for the next sitting for a second reading.

Agawam,—
mayor.

Dinosaur.—
Brockton,—
Lucey.

Orders of the Day.

The House Bill relative to the residency requirement for the executive assistant in the town of Hudson (House, No. 3919), 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.

Order.

On motion of Mr. Mariano of Quincy,—

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

Next
sitting.

Representatives Cronin of Easton and Vitolo of Brookline then moved that when the House adjourns today, it do so in respect to the memory of Gary D. Jones, a member of the House from Middleborough in 1975 and 1976; and the motion prevailed.

Accordingly, at twenty-three minutes before twelve o'clock noon, on motion of Mr. Wong of Saugus (Mr. Garballey of Arlington being in the Chair), the House adjourned, to meet the following day at eleven o'clock A.M.

The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



THURSDAY, SEPTEMBER 23, 2021.

[93]*

JOURNAL OF THE HOUSE.

Thursday, September 23, 2021.

Met according to adjournment at eleven o'clock A.M., under emergency rules, 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 Tributes.

At the request of Representatives Lewis of Framingham, Robinson of Framingham and Gentile of Sudbury, the members and employees stood in a moment of silence in respect to the memory of Mark Goldman, 74, of Framingham, who passed away on Sunday, September 12, 2021. Mark was indisputably one of Framingham's most dedicated volunteers, having devoted his life to increasing the quality of life for children, seniors, and families. Since January 2014, Mark served as the president of the Friends of Callahan, Framingham's senior center, along with serving as the vice chair of the Framingham Council on Aging Board since July 2018.

Mark
Goldman.

Mark brought his successful career as a businessman to his volunteer pursuits, fundraising to ensure that everyone had the resources to thrive. Furthermore, having led efforts to establish a 29-acre soccer facility in South Framingham, any child who has learned to play soccer in Framingham has Mark to thank.

Mark Goldman is survived by his beloved wife, Marilyn (Lapin) Goldman, with whom he would have been married 50 years this October.

At the request of Representatives Cronin of Easton and Vitolo of Brookline, the members and employees stood in a moment of silence in respect to the memory of former state Representative Gary D. Jones. With a devotion to the Commonwealth, fascination with politics and a deep belief that government could help people, Gary served the people of the 11th Plymouth District in 1975 and 1976. A lifelong public servant, Gary started his career as a teacher in public schools across the country from Hawaii to Boston. After his term in office, Gary worked as a Researcher for the House of Representatives until he retired in 2003. Later, as a Brookline Town Meeting Member and Public Library Trustee, he dedicated himself to ensuring that the Town welcomed and accommodated all people, regardless of social, racial, or economic standing.

Gary
Jones.

Gary is survived by his wife Marsha; children Tod, Zak, and Jennifer; and his grandchildren Asher, Izzy, Pascal, Phoebe, Ruby, Blake, and Zoe. A dedicated husband, father, grandfather and public servant, Gary will be missed and remembered dearly by all who knew and loved him.

At the request of Representatives Walsh of Peabody and Kearns of Danvers, the members and employees stood in a moment of silence in respect to the memory of former Peabody Representative Peter C. McCarthy who passed away September 16th

Peter
McCarthy.

after a brief illness. Peter was a graduate of Peabody High School. He earned his Bachelor's degree from Suffolk University and his Master's degree from Boston University.

Peter had an impressive career in public service as a member of the Peabody School Committee from 1965-1969. He then served as a member of the Massachusetts House of Representatives from 1969-1979. He was Legislative Secretary to the Governor from 1979-1980 before becoming Assistant Commissioner at the Department of Social Services from 1980-1985, and then Director of Federal/State relations for the Executive Office of Human Services. Mr. McCarthy continued his career as a consultant for the New England Center and Home for Veterans prior to his retirement.

He will be remembered for his tireless advocacy for those with developmental disabilities and for our military veterans. He will be remembered locally for securing funding for the Peabody District Court building as well as securing funding for the Peabody Senior Center.

He is survived by his wife Mary Anne, his son Peter, daughter-in-law Kathleen and grandson Seamus.

Petition.

Mr. Robertson of Tewksbury presented a petition (subject to Joint Rule 12) of David Allen Robertson for legislation to establish a sick leave bank for Paula Haley, an employee of the Department of Public Health; and the same was referred, under Rule 24, to the committee on Rules.

Paula
Haley,—
sick leave.

Reports of Committees.

By Mr. Cutler of Pembroke, for the committee on Labor and Workforce Development, asking to be discharged from further consideration of the petition (accompanied by bill, Senate, No. 1167) of Nick Collins and Maria Duaine Robinson for legislation relative to the Massachusetts Water Resources Authority,— and recommending that the same be referred to the committee on Public Service. Under Rule 42, the report was considered forthwith; and it was accepted. Sent to the Senate for concurrence.

Water
Resources
Authority.

By Ms. Ehrlich of Marblehead, for the committee on Municipalities and Regional Government, on a petition, a Bill creating a cell tower receipts fund for the town of North Reading (House, No. 4020) [Local Approval Received]. Read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

North
Reading,—
fund.

Mr. Honan of Boston, for said committee, reported that the matter be scheduled for consideration by the House.

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

By Mr. Cabral of New Bedford, for the committee on State Administration and Regulatory Oversight, on House, No. 3870, a Bill authorizing the Commonwealth of Massachusetts to convey a certain parcel of land to the Claremont Realty Trust in the city of Framingham (House, No. 4125). Read; and referred, under Rule 33, to the committee on Ways and Means.

Framingham,—
land.

By Ms. Ehrlich of Marblehead, for the committee on Municipalities and Regional Government, on a joint petition, a Bill changing the board of selectmen of the town of Plainfield to a select board (House, No. 3859) [Local Approval Received].	Plainfield,— select board.
By the same member, for the same committee, on a joint petition, a Bill relative to the West Tisbury select board (House, No. 3860) [Local Approval Received].	West Tisbury,— select board.
By the same member, for the same committee, on a petition, a Bill amending the charter of the town of Medway (House, No. 3899) [Local Approval Received].	Medway,— charter.
By the same member, for the same committee, on a petition, a Bill relative to changing the name of the board of selectmen in the town of Norwell (House, No. 3916) [Local Approval Received].	Norwell,— select board.
By the same member, for the same committee, on a petition, a Bill relative to the board of selectmen in the town of Westborough (House, No. 3917) [Local Approval Received].	Westborough,— select board.
By the same member, for the same committee, on a petition, a Bill relative to the department of public works in the town of Westborough (House, No. 3918) [Local Approval Received].	Westborough,— public works.
By the same member, for the same committee, on a joint petition, a Bill amending the charter of the city of Newburyport (House, No. 3925) [Local Approval Received].	Newburyport,— charter.
By the same member, for the same committee, on a petition, a Bill relative to the selectboard of the town of Duxbury (House, No. 3937) [Local Approval Received].	Duxbury,— select board.
By the same member, for the same committee, on a petition, a Bill authorizing the city of Cambridge to provide police, fire, emergency and other municipal services to certain properties in the city of Somerville and the city of Boston (House, No. 3945) [Local Approval Received].	Cambridge,— municipal services.
By the same member, for the same committee, on a petition, a Bill relative to the board of selectmen of the town of Fairhaven (House, No. 3948) [Local Approval Received].	Fairhaven,— selectmen.
By the same member, for the same committee, on a joint petition, a Bill providing for the appointment of a treasurer/collector in the town of Rehoboth (House, No. 3970) [Local Approval Received].	Rehoboth,— treasurer/ collector.
By the same member, for the same committee, on a petition, a Bill amending the charter of the city of Easthampton (House, No. 3981) [Local Approval Received].	Easthampton,— charter.
By the same member, for the same committee, on a petition, a Bill relative to the amendment of section 3-4 of the home rule charter of the city of Methuen (House, No. 3984) [Local Approval Received].	Methuen,— charter.
By the same member, for the same committee, on a joint petition, a Bill relative to the Chilmark select board (House, No. 3985) [Local Approval Received].	Chilmark,— select board.
By the same member, for the same committee, on a petition, a Bill relative to utility improvements on private roads in the town of Eastham (House, No. 3986) [Local Approval Received].	Eastham,— private roads.
By the same member, for the same committee, on a petition, a Bill changing the board of selectmen of the town of Sharon to a select board (House, No. 3987) [Local Approval Received].	Sharon,— select board.
By the same member, for the same committee, on a joint petition, a Bill to amend the Blackstone home rule charter by deleting the town administrator residency requirement (House, No. 3998) [Local Approval Received].	Blackstone,— charter.
By the same member, for the same committee, on a petition, a Bill amending the charter of the town of Hopkinton to change the name of the board of selectmen to select board (House, No. 4066) [Local Approval Received].	Hopkinton,— select board.

By the same member, for the same committee, on a petition, a Bill restoring an increase in the membership of the board of health in the city of Framingham (House, No. 4084) [Local Approval Received].

Framingham,—
board of
health.

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

Recess.

At five minutes after eleven o'clock A.M., on motion of Mr. Wong of Saugus (Mr. Donato of Medford being in the Chair), the House recessed until one o'clock P.M.; and at thirteen minutes after one o'clock the House was called to order with Mr. Donato in the Chair.

Recess.

Quorum.

As required under the provision of Emergency Rule 2(4), a roll call was taken for the purpose of ascertaining the presence of a quorum; and on the roll call 158 members were recorded as being in attendance.

Quorum,—
yea and nay
No. 90.

[See [Yea and Nay No. 90](#) in Supplement.]

Therefore a quorum was present.

Engrossed Bill — Land Taking.

The engrossed Bill authorizing the city of Greenfield to lease a certain parcel of land (see House, No. 2189, changed) (which originated in the House), having been certified by the Clerk to be rightly and truly prepared for final passage, was put upon its final passage.

Greenfield,—
land.

On the question on passing the bill to be enacted, the sense of the House was taken by yeas and nays (this being a bill providing for the taking of land or other easements used for conservation purposes, etc., as defined by Article XCVII of the Amendments to the Constitution); and on the roll call 159 members voted in the affirmative and 0 in the negative.

Bill enacted
(land taking),—
yea and nay
No. 91.

[See [Yea and Nay No. 91](#) in Supplement.]

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

Orders of the Day.

House bills

Establishing the official dinosaur of the Commonwealth (House, No. 3190); and Designating the Department of Unemployment Assistance building in the city of Brockton as the C. Gerald Lucey building (House, No. 4024);

Second
reading
bills.

Severally were read a second time; and they were ordered to a third reading.

The report of the committee of conference on the disagreeing votes of the two branches, with reference to the Senate amendment of the House Bill relative to

Reprecincting.

reprecincting (House, No. 3863), recommending passage of a bill with the same title (House, No. 4118), was considered.

After remarks the report was accepted. Sent to the Senate for concurrence.

The engrossed Bill relative to the water supply protection trust (see House, No. 4005), which had been returned to the House by His Excellency the Governor with his objections thereto in writing (for message, see House, No. 4047), was considered.

The question on passing the bill, notwithstanding the said objections, was determined by yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution; and on the roll call 130 members voted in the affirmative and 28 in the negative.

[See [Yea and Nay No. 92](#) in Supplement.]

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

Therefore the bill was passed, notwithstanding the objections of the Governor (more than two thirds of the members having agreed to pass the same). Sent to the Senate for its action.

The engrossed Bill relative to post-retirement employment of public retirees (see House, No. 4007), which had been returned to the House by His Excellency the Governor with his objections thereto in writing (for message, see House, No. 4048), was considered.

The question on passing the bill, notwithstanding the said objections, was determined by yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution; and on the roll call 158 members voted in the affirmative and 0 in the negative.

[See [Yea and Nay No. 93](#) in Supplement.]

Therefore the bill was passed, notwithstanding the objections of the Governor (more than two thirds of the members having agreed to pass the same). Sent to the Senate for its action.

The engrossed Bill repealing certain tax expenditures (see House, No. 4008), which had been returned to the House by His Excellency the Governor with his objections thereto in writing (for message, see House, No. 4049), was considered.

The question on passing the bill, notwithstanding the said objections, was determined by yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution; and on the roll call 130 members voted in the affirmative and 29 in the negative.

[See [Yea and Nay No. 94](#) in Supplement.]

Therefore the bill was passed, notwithstanding the objections of the Governor (more than two thirds of the members having agreed to pass the same). Sent to the Senate for its action.

The engrossed Bill relative to the taxation of pass-through entities (see House, No. 4009), which had been returned to the House by His Excellency the Governor with his objections thereto in writing (for message, see House, No. 4050), was considered.

The question on passing the bill, notwithstanding the said objections, was determined by yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution; and on the roll call 129 members voted in the affirmative and 29 in the negative.

[See [Yea and Nay No. 95](#) in Supplement.]

Water supply protection trust.

Bill passed over veto,—yea and nay No. 92.

Public retirees,—employment.

Bill passed over veto,—yea and nay No. 93.

Tax expenditures.

Bill passed over veto,—yea and nay No. 94.

Pass-through entities,—taxation.

Bill passed over veto,—yea and nay No. 95.

[Mr. Markey of Dartmouth answered “Present” in response to his name.]

Therefore the bill was passed, notwithstanding the objections of the Governor (more than two thirds of the members having agreed to pass the same). Sent to the Senate for its action.

The engrossed Bill relative to parking fees on Department of Conservation and Recreation roads (see House, No. 4010), which had been returned to the House by His Excellency the Governor with his objections thereto in writing (for message, see House, No. 4051), was considered.

DCR,—
parking fees

The question on passing the bill, notwithstanding the said objections, was determined by yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution; and on the roll call 130 members voted in the affirmative and 29 in the negative.

Bill passed
over veto,—
yea and nay
No. 96.

[See [Yea and Nay No. 96](#) in Supplement.]

Therefore the bill was passed, notwithstanding the objections of the Governor (more than two thirds of the members having agreed to pass the same). Sent to the Senate for its action.

The engrossed Bill relative to eligibility for emergency assistance to elderly, disabled residents and children (see House, No. 4011), which had been returned to the House by His Excellency the Governor with his objections thereto in writing (for message, see House, No. 4052), was considered.

Emergency
assistance,—
eligibility.

The question on passing the bill, notwithstanding the said objections, was determined by yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution; and on the roll call 130 members voted in the affirmative and 29 in the negative.

Bill passed
over veto,—
yea and nay
No. 97.

[See [Yea and Nay No. 97](#) in Supplement.]

Therefore the bill was passed, notwithstanding the objections of the Governor (more than two thirds of the members having agreed to pass the same). Sent to the Senate for its action.

The engrossed Bill relative to eligibility for transitional aid to families with dependent children (see House, No. 4012), which had been returned to the House by His Excellency the Governor with his objections thereto in writing (for message, see House, No. 4053), was considered.

Transitional
aid,—
eligibility.

The question on passing the bill, notwithstanding the said objections, was determined by yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution; and on the roll call 130 members voted in the affirmative and 29 in the negative.

Bill passed
over veto,—
yea and nay
No. 98.

[See [Yea and Nay No. 98](#) in Supplement.]

Therefore the bill was passed, notwithstanding the objections of the Governor (more than two thirds of the members having agreed to pass the same). Sent to the Senate for its action.

The engrossed Bill providing operating assistance to regional transit authorities (see House, No. 4014), which had been returned to the House by His Excellency the Governor with his objections thereto in writing (for message, see House, No. 4054), was considered.

Regional
transit
authorities.

The question on passing the bill, notwithstanding the said objections, was determined by yeas and nays, as required by Chapter I, Section I, Article II, of the

Bill passed
over veto,—
yea and nay

Constitution; and on the roll call 159 members voted in the affirmative and 0 in the negative.

No. 99.

[See [Yea and Nay No. 99](#) in Supplement.]

Therefore the bill was passed, notwithstanding the objections of the Governor (more than two thirds of the members having agreed to pass the same). Sent to the Senate for its action.

The engrossed Bill establishing a special legislative commission to study poverty in the Commonwealth (see House, No. 4016), which had been returned to the House by His Excellency the Governor with his objections thereto in writing (for message, see House, No. 4055), was considered.

Poverty,—
commission.

The question on passing the bill, notwithstanding the said objections, was determined by yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution; and on the roll call 131 members voted in the affirmative and 28 in the negative.

Bill passed
over veto,—
yea and nay
No. 100.

[See [Yea and Nay No. 100](#) in Supplement.]

Therefore the bill was passed, notwithstanding the objections of the Governor (more than two thirds of the members having agreed to pass the same). Sent to the Senate for its action.

The engrossed Bill establishing a higher education affordability task force (see House, No. 4018), which had been returned to the House by His Excellency the Governor with his objections thereto in writing (for message, see House, No. 4056), was considered.

Higher
education,—
task force.

The question on passing the bill, notwithstanding the said objections, was determined by yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution; and on the roll call 159 members voted in the affirmative and 0 in the negative.

Bill passed
over veto,—
yea and nay
No. 101.

[See [Yea and Nay No. 101](#) in Supplement.]

Therefore the bill was passed, notwithstanding the objections of the Governor (more than two thirds of the members having agreed to pass the same). Sent to the Senate for its action.

Recess.

At thirteen minutes after three o'clock P.M., on motion of Mr. Jones of North Reading (Mr. Donato of Medford being in the Chair), the House recessed until a half past three o'clock; and at twenty-five minutes before four o'clock the House was called to order with Mr. Donato in the Chair.

Recess.

Emergency Measure.

There being no objection,— The engrossed Bill relative to reprecincting (see House, No. 4118), 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.

Reprecincting.

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 31 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.

On the question on passing the bill to be enacted, the sense of the House was taken by yeas and nays, as required by Emergency Rule 2; and on the roll call 158 members voted in the affirmative and 1 in the negative.

[See [Yea and Nay No. 102](#) in Supplement.]

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

Bill enacted,—
yea and nay
No. 102.

Orders of the Day.

The Senate Bill changing the term of office of the mayor in the city known as the town of Agawam to 4 years (Senate, No. 2523), was read a second time.

Agawam,—
mayor.

Pending the question on ordering the bill to a third reading, further consideration thereof was postponed, on motion of Mr. Boldyga of Southwick, until after disposition of the remaining matters in the Orders of the Day.

The House Order to safeguard the health of House Members and employees during the ongoing COVID-19 pandemic (House, No. 4121), was considered.

House Members
and employees,—
COVID-19
safeguards.

Pending the question on adoption of the order, further consideration thereof was postponed, on motion of Mr. Galvin of Canton, until after disposition of the remaining matters in the Orders of the Day.

Subsequently, the remaining matters in the Orders of the Day having been disposed of (the Speaker being in the Chair), the order was considered further.

After debate on the question on adoption of the order, Mr. Galvin of Canton moved to amend it in line 68 by inserting after the word “further” the following paragraph:

“*Ordered*, that any Members who have not established that they are fully vaccinated against COVID-19 as defined by the CDC or who have not requested and received a reasonable accommodation pursuant to the procedures prescribed by the House Working Group may participate remotely in an informal session, pursuant to procedures prescribed by the House Working Group; and be it further”;

In lines 85 and 86 by striking out the following paragraph:

“*Ordered*, That, the House Working Group shall establish policies and procedures for the implementation, administration and enforcement of this Order; and be it further” and inserting in place thereof the following paragraph:

“*Ordered*, That, upon adoption of this Order, the House Working Group may establish policies and procedures for the implementation, administration and enforcement of this Order including, without limitation, a procedure for expanding existing testing options offered as a resource to those Members, officers and employees who are physically at the State House, a procedure for contact tracing including, without limitation, the use of daily logs to record Members, officers and employees working at the State House and to identify any Member, officer or employee who comes into close contact while working at the State House with any Member, officer or employee diagnosed with COVID-19, and a procedure for holding Members who fail to establish full vaccination against COVID-19 in violation of this Order and the House Code of Ethics including, without limitation, a procedure for reassigning personal and committee staff under the supervision of a Member who fails to establish full vaccination against COVID-19, until such time as the Member

establishes that they are fully vaccinated or the Member has received a reasonable accommodation.”; and

In line 87 by inserting after the word “that,” the words “unless otherwise provided.”

Under suspension of Rule 33F, on motion of the same member, the amendments were considered forthwith; and they were adopted.

On the question on adoption of the order, as amended, the sense of the House was taken by yeas and nays at the request of Ms. Hogan of Stow; and on the roll call (Mr. Donato of Medford being in the Chair) 131 members voted in the affirmative and 28 in the negative.

[See [Yea and Nay No. 103](#) in Supplement.]

Therefore the order (House, No. 4121, amended) was adopted.

Order
adopted,—
yea and nay
No. 103.

Order.

On motion of Mr. Mariano of Quincy,—

Ordered, That when the House adjourns today, it adjourn to meet on Monday next at eleven o’clock A.M.

Next
sitting.

Representatives Walsh of Peabody and Kearns of Danvers then moved that when the House adjourns today, it do so in respect to the memory of Peter C. McCarthy, a member of the House from Peabody from 1969 to 1978, inclusive; and the motion prevailed.

Accordingly, without further consideration of the remaining matters in the Orders of the Day, at thirteen minutes after six o’clock P.M., on motion of Mr. Jones of North Reading (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.

The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



MONDAY, SEPTEMBER 27, 2021.

[94]

JOURNAL OF THE HOUSE.

Monday, September 27, 2021.

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.

Guests of the House.

During the session, the Chair (Mr. Donato of Medford) declared a brief recess and introduced His Excellency Ambassador of Nepal Dr. Yuba Raj Khatiwada, Mr. Kumar Raj Kharel, Deputy Chief of Mission/Minister, Mr. Homkanta Bhandari, Economic Counselor and Pralhad KC, Asian American Commissioner. They were the guests of the members of the Asian Legislative Caucus.

Nepalis
delegation.

Resolutions.

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

Resolutions (filed by Representatives Frost of Auburn, Jones of North Reading, Ferguson of Holden and Muradian of Grafton) recognizing the Society of the Sons of the Revolution in the Commonwealth of Massachusetts on its 130th anniversary of its organization; and

Sons of the
Revolution.

Resolutions (filed by Representatives Haddad of Somerset and Howitt of Seekonk) congratulating the Christ Church of Swansea on its one hundred and seventy-fifth anniversary;

Christ Church
of Swansea.

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

Appointments to the House Working Group on COVID-19.

The Speaker announced the appointment of the membership of the House Working Group on COVID-19, established by House Order, No. 4121, adopted on September 23, 2021, as follows:—

Representatives Hogan of Stow, Driscoll of Milton, McGonagle of Everett, Cahill of Lynn, Williams of Springfield, Santiago of Boston, Blais of Sunderland and Ferguson of Holden.

House
working
group.

Petitions.

Petitions severally were presented and referred as follows:

By Representative Tucker of Salem and Senator Lovely, a joint petition (accompanied by bill, House, No. 4129) of Paul F. Tucker (with the approval of the mayor and city council) that the city of Salem be authorized to convert a license for the sale of wine and malt beverages to be drunk on the premises to a license for the sale of all alcoholic beverages to be drunk on the premises in said city;

Salem,—
liquor
license.

By the same members, a joint petition (accompanied by bill, House, No. 4130) of Paul F. Tucker (with the approval of the mayor and city council) that the city of Salem be authorized to convert a seasonal license for the sale of all alcoholic beverages to be drunk on the premises to an annual license for the sale of all alcoholic beverages to be drunk on the premise in said city;

Id.

By the same members, a joint petition (accompanied by bill, House, No. 4131) of Paul F. Tucker and Joan B. Lovely (with the approval of the mayor and city council) that the city of Salem be authorized to grant an additional license for the sale of wine and malt beverages not to be drunk on the premises in said city; and

Id.

By the same members, a joint petition (accompanied by bill, House, No. 4132) of Paul F. Tucker (with the approval of the mayor and city council) that the city of Salem be authorized to convert a seasonal license for the sale of all alcoholic beverages to be drunk on the premises to an annual license for the sale of all alcoholic beverages to be drunk on the premises in said city;

Id.

Severally to the committee on Consumer Protection and Professional Licensure.
Severally sent to the Senate for concurrence.

Petitions severally were presented and referred as follows:

By Miss Gregoire of Marlborough, a petition (subject to Joint Rule 12) of Danielle W. Gregoire for legislation of establish an insulin patient assistance program.

Insulin,—
assistance
program.

By Ms. Meschino of Hull, a petition (subject to Joint Rule 12) of Joan Meschino and others relative to waivers for non-fault overpayments of certain unemployment insurance benefits.

Unemployment
insurance,—
overpayments.

By Ms. Sullivan of Abington, a petition (subject to Joint Rule 12) of Alyson M. Sullivan and others relative to COVID-19 mandatory vaccinations and immunization passports for public employees.

Public
employees,—
vaccinations.

By Mr. Whelan of Brewster (by request), a petition (subject to Joint Rule 12) of Abe Kasparian, Jr., relative to harassment prevention orders.

Harassment
prevention.

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

Papers from the Senate.

The House Bill promoting student nutrition (House, No. 3999), came from the Senate passed to be engrossed, in concurrence, with an amendment striking out all after the enacting clause and inserting in place thereof the text contained in Senate document numbered 2532. The amendment was referred, under Rule 35, to the committee on Bills in the Third Reading.

Student
nutrition.

Bills

Relative to gender identity on Massachusetts identification (Senate, No. 2540) (on Senate bill No. 2533); and

Gender identity.

Relative to healthy youth (Senate, No. 2541) (on Senate bill No. 2534);

Healthy youth.

Severally passed to be engrossed by the Senate, were read; and they were referred, under Rule 33, to the committee on Ways and Means.

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

Petition (accompanied by bill, Senate, No. 2543) of Joan B. Lovely for legislation relative to banning child sex dolls. To the committee on the Judiciary.

Sex dolls.

Petition (accompanied by bill, Senate, No. 2544) of Marc R. Pacheco for legislation to designate a certain bridge in the towns of Middleborough and Carver as the Medal of Honor Bridge. To the committee on Transportation.

Medal of Honor bridge.

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 Tram T. Nguyen, Jack Patrick Lewis and Harriette L. Chandler for legislation to establish the Blue-spotted Salamander as the official amphibian of the Commonwealth. Under suspension of the rules, on motion of Mr. Garballey of Arlington, the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on State Administration and Regulatory Oversight. Sent to the Senate for concurrence

Blue-spotted Salamander.

Mr. Michlewitz of Boston, for the committee on Ways and Means, on House, No. 4078, reported, in part, a Bill extending COVID-19 Massachusetts emergency paid sick leave (House, No. 4127). Read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

COVID-19,—
paid sick
leave.

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

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

Subsequently 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 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 authorizing the Division of Capital Asset Management and Maintenance to convey a certain parcel of land to the town of Hudson (House, No. 3163) [Local Approval Received], ought to pass with an amendment substituting therefor a bill with the same title (House, No. 4126). Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Hudson,—
land.

Mr. Honan of Boston, for said committee, then reported that the matter be scheduled for consideration of the House.

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

The amendment recommended by the committee on Ways and Means was adopted; and the substituted bill (House, No. 4126) was ordered to a third reading.

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

The Senate Bill relative to the board of selectman of the town of Princeton (Senate, No. 2464) [Local Approval Received]; and

House bills

Changing the board of selectmen of the town of Plainfield to a select board (House, No. 3859) [Local Approval Received];

Relative to the West Tisbury select board (House, No. 3860) [Local Approval Received];

Amending the charter of the town of Medway (House, No. 3899) [Local Approval Received];

Relative to changing the name of the board of selectmen in the town of Norwell (House, No. 3916) [Local Approval Received];

Relative to the board of selectmen in the town of Westborough (House, No. 3917) [Local Approval Received];

Relative to the selectboard of the town of Duxbury (House, No. 3937) [Local Approval Received];

Relative to the board of selectmen of the town of Fairhaven (House, No. 3948) [Local Approval Received];

Relative to the Chilmark select board (House, No. 3985) [Local Approval Received];

Changing the board of selectmen of the town of Sharon to a select board (House, No. 3987) [Local Approval Received];

To amend the Blackstone home rule charter by deleting the town administrator residency requirement (House, No. 3998) [Local Approval Received];

Amending the charter of the town of Hopkinton to change the name of the board of selectmen to select board (House, No. 4066) [Local Approval Received]; and

Restoring an increase in the membership of the board of health in the city of Framingham (House, No. 4084) [Local Approval Received];

Relative to the South Norwood General Business District (House, No. 4114) [Local Approval Received];

Authorizing the town of Wellesley to grant certain licenses for the sale of alcoholic beverages (House, No. 4115) [Local Approval Received]; and

Authorizing the town of Easton to grant an additional license for the sale of all alcoholic beverages (House, No. 4116) [Local Approval Received];

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

By Ms. Decker of Cambridge, for the committee on Public Health, on Senate, No. 1440 and House, No. 2294, a Bill granting equal access to original birth certificates to all persons born in Massachusetts (House, No. 2294). Read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Emergency Measure.

The engrossed Bill extending COVID-19 Massachusetts emergency paid sick leave (see House, No. 4127), having been certified by the Clerk to be rightly and truly

Princeton,—
selectboard.

Plainfield,—
selectboard.

West Tisbury,—
select board.

Medway,—
charter.

Norwell,—
select board.

Westborough,—
selectmen.

Duxbury,—
selectboard.

Fairhaven,—
selectmen.

Chilmark,—
select board.

Sharon,—
select board.

Blackstone,—
charter.

Hopkinton,—
select board.

Framingham,—
health board.

Norwood,—
business zone.

Wellesley,—
liquor licenses.

Easton,—
liquor license.

Birth
certificates,—
access.

COVID-19,—
paid sick
leave.

prepared for final passage, was considered, the question being on adopting the emergency preamble.

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.

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.

Recess.

At twenty minutes after twelve o'clock noon, on motion of Mrs. Ferguson of Holden (Mr. Donato of Medford being in the Chair), the House recessed subject to the call of the Chair; and at four minutes before one o'clock the House was called to order with Mr. Donato in the Chair.

Recess.

Orders of the Day.

The House Bill authorizing the town of Deerfield to continue the employment of police department members Robert Warger, Joseph Mieczkowski, and Raymond Burniske (House, No. 3799), reported by the committee on Bills in the Third Reading to be correctly drawn, was read a third time.

Deerfield,—
police
department.

Pending the question on passing the bill to be engrossed, Ms. Garlick of Needham moved to amend it by substitution of a bill with the same title (House, No. 4128), 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. Mariano of Quincy,—

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

Next
sitting.

At six minutes after one o'clock P.M., on motion of Mrs. Ferguson of Holden (Mr. Donato of Medford being in the Chair), the House adjourned, to meet the following Thursday at eleven o'clock A.M., in an Informal Session.

The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



THURSDAY, SEPTEMBER 30, 2021.

[95]

JOURNAL OF THE HOUSE.

Thursday, September 30, 2021.

Met according to adjournment at eleven o'clock A.M., in an Informal Session, with Mr. Garballey of Arlington 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. Garballey), the members and employees joined with him in reciting the pledge of allegiance to the flag.

Pledge of
allegiance.

Change of Address of a Member.

A communication was received from Representative Kilcoyne, formerly of Northborough, that her official home town of record had changed (effective immediately) to the town of Clinton.

Representative
Kilcoyne of
Clinton.

Resolutions.

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

Resolutions (filed by Ms. Gouveia of Acton) congratulating Robert B. Whittlesey on the occasion of his one hundredth birthday; and

Robert
Whittlesey.

Resolutions (filed by Ms. Tyler of Boston) recognizing the month of September, 2021 as "Sickle Cell Disease" Awareness Month in Massachusetts;

Sickle Cell
month.

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.

Petitions.

Petitions (deposited with the Clerk previously to five o'clock in the afternoon on Friday, February 19, 2021) were presented and they were severally referred, under Rule 24 and Joint Rule 13, as follows:

By Mr. Connolly of Cambridge, a petition (accompanied by bill, House, No. 4135) of Mike Connolly and others relative to providing for relief for restaurants and bars in response to the COVID-19 pandemic and establishing a special commission (including members of the General Court) to review and evaluate happy hours, so-called, providing for the discounted sale of alcoholic beverages.

Happy
hour.

By Mr. LeBoeuf of Worcester, a petition (accompanied by bill, House, No. 4136) of David Henry Argosky LeBoeuf for legislation to establish greater accessibility in the practice of certain beauty treatments.

Beauty
treatments,—
accessibility.

By Mr. McMurtry of Dedham, a petition (accompanied by bill, House, No. 4137) of Paul McMurtry relative to telemarketer disclosures.

Telemarketers,—
disclosures.

Severally to the committee on Consumer Protection and Professional Licensure.	
By Mr. Ultrino of Malden, a petition (accompanied by bill, House, No. 4138) of Steven Ultrino and others relative to addressing disparities in achievement and suspensions and expulsions among student subgroups. To the committee on Education.	Students,— suspensions and expulsions.
By Mr. Dooley of Norfolk, a petition (accompanied by bill, House, No. 4139) of Shawn Dooley relative to election campaign electronic expense payments.	Campaign expenses.
By Ms. Elugardo of Boston, a petition (accompanied by bill, House, No. 4140) of Nika C. Elugardo and Lindsay N. Sabadosa for legislation to establish a pilot program relative to furthering voting access for incarcerated persons.	Voting,— incarcerated persons.
By Mrs. Harrington of Groton (by request), a petition (accompanied by bill, House, No. 4141) of Guy Alberghini relative to election reform and the posting of certain legislative information on the website of the Executive Branch.	Election reform.
By Ms. Kilcoyne of Clinton, a petition (accompanied by bill, House, No. 4142) of Meghan Kilcoyne, John J. Cronin and Harriette L. Chandler relative to the election of school committee members in the Berlin-Boylston Regional School District.	Berlin-Boylston Regional School District.
Severally to the committee on Election Laws.	
By Ms. Domb of Amherst, a petition (accompanied by bill, House, No. 4143) of Mindy Domb for legislation to transfer the Pesticide Board from the Department of Food and Agriculture to the Department of Environmental Protection.	Pesticide Board.
By Ms. Nguyen of Andover, a petition (accompanied by bill, House, No. 4144) of Tram T. Nguyen and others relative to further testing after combined sewage overflow events.	Sewage overflow.
Severally to the committee on Environment, Natural Resources and Agriculture.	
By Mr. Arciero of Westford, a petition (accompanied by bill, House, No. 4145) of James Arciero and others relative to colon cancer screening.	Colon cancer.
By Mr. Driscoll of Milton, a petition (accompanied by bill, House, No. 4146) of William J. Driscoll, Jr., relative to healthcare insurance coverage.	Health insurance.
Severally to the committee on Financial Services.	
By Mrs. Harrington of Groton, a petition (accompanied by bill, House, No. 4147) of Sheila C. Harrington and others relative to the Massachusetts Development Finance Agency and Mount Wachusett Community College providing technical education and economic opportunity for citizens with autism. To the committee on Higher Education.	Autism,— opportunities.
By Representatives Connolly of Cambridge and Sabadosa of Northampton, a petition (accompanied by bill, House, No. 4148) of Mike Connolly, Lindsay N. Sabadosa and others for legislation to provide rental payments to certain tenants or occupants unable to pay due to the COVID-19 emergency. To the committee on Housing.	COVID-19,— rental payments.
By Ms. Blais of Sunderland, a petition (accompanied by bill, House, No. 4149) of Natalie M. Blais and others relative to protecting survivors of domestic abuse from certain litigation.	Domestic abuse,— litigation.
By Representatives Connolly of Cambridge and Lewis of Framingham, a petition (accompanied by bill, House, No. 4150) of Mike Connolly, Jack Patrick Lewis and others relative to banning the use of tear gas by law enforcement.	Tear gas,— ban.
By Mrs. Harrington of Groton, a petition (accompanied by bill, House, No. 4151) of Sheila C. Harrington and Julie Boras for legislation to establish the inalienable right to bodily integrity, free from threat or compulsion to accept any unwanted intervention.	Right to bodily integrity.

By Mr. Holmes of Boston, a petition (accompanied by bill, House, No. 4152) of Russell E. Holmes relative to providing for protections in the processing of personal data and the free movement of personal data.	Personal data.
By Mr. Kearney of Scituate, a petition (accompanied by bill, House, No. 4153) of Patrick Joseph Kearney and David F. DeCoste for legislation to reduce the incidence and sharing of child sexual abuse material.	Child sexual abuse material.
By Mr. LeBoeuf of Worcester, a petition (accompanied by bill, House, No. 4154) of David Henry Argosky LeBoeuf and Vanna Howard for legislation to prohibit licensing authorities from barring individuals from professional or occupational licenses because of criminal records.	Licensing,— criminal records.
By Mr. Linsky of Natick, a petition (accompanied by resolve, House, No. 4155) of David Paul Linsky for an investigation by a special commission (including members of the General Court) of the provisions governing durable power of attorney as codified and administered in the Commonwealth.	Power of attorney.
By Mr. Muradian of Grafton (by request), a petition (accompanied by bill, House, No. 4156) of Susan Lovejoy relative to abortion.	Abortion.
By Mr. Murray of Milford, a petition (accompanied by bill, House, No. 4157) of Brian W. Murray relative to property owner liability for personal injuries sustained at quarries.	Quarries,— injuries.
By Mr. Rogers of Cambridge, a petition (accompanied by bill, House, No. 4158) of David M. Rogers relative to opportunities for individuals in the criminal offender record information system.	Criminal offenders.
By Mr. Rogers of Norwood, a petition (accompanied by bill, House, No. 4159) of John H. Rogers relative to legislative witness tampering.	Legislative witnesses.
By Ms. Sabadosa of Northampton, a petition (accompanied by bill, House, No. 4160) of Lindsay N. Sabadosa relative to the disclosure of law enforcement disciplinary records.	Law enforcement,— discipline.
Severally to the committee on the Judiciary.	
By Mr. Connolly of Cambridge, a petition (accompanied by bill, House, No. 4161) of Mike Connolly relative to the employment rights of emergency medical technicians.	EMTS,— rights.
By Mr. DeCoste of Norwell, a petition (accompanied by bill, House, No. 4162) of David F. DeCoste and others relative to the verification of employment eligibility of employees through the federal employment authorization e-verify program.	E-verify,— authorization.
By Mrs. Harrington of Groton, a petition (accompanied by bill, House, No. 4163) of Sheila C. Harrington relative to severance payments.	Severance payments.
Severally to the committee on Labor and Workforce Development.	
By Ms. Miranda of Boston, a petition (accompanied by bill, House, No. 4164) of Liz Miranda and others relative to expanding access to trauma informed care and mental health first aid training.	Mental health,— first aid training.
By the same member, a petition (accompanied by bill, House, No. 4165) of Liz Miranda, Tami L. Gouveia and Russell E. Holmes relative to recovery housing commonly known as sober homes.	Sober homes.
Severally to the committee on Mental Health, Substance Use and Recovery.	
By Ms. Decker of Cambridge, a petition (accompanied by bill, House, No. 4166) of Marjorie C. Decker (with the approval of the city council of the city of Cambridge) relative to authorizing the city of Cambridge to provide police, fire, emergency and other municipal services to certain properties in the city of Somerville and the city of Boston. To the committee on Municipalities and Regional Government.	Cambridge,— municipal services.

By Mr. Muradian of Grafton (by request), a petition (accompanied by bill, House, No. 4167) of Susan Lovejoy relative to smoking in public housing. To the committee on Public Health.	Public housing,— smoking.
By Representatives LeBoeuf of Worcester and Duffy of Holyoke, a petition (accompanied by bill, House, No. 4168) of David Henry Argosky LeBoeuf and Patricia A. Duffy relative to establishing and administering a program to assist landlords and lessors with providing fire safety education and fire prevention measures in multi-unit residential properties.	Fire education and prevention.
By Mr. McMurtry of Dedham, a petition (accompanied by bill, House, No. 4169) of Paul McMurtry relative to armed private security guard badge information.	Private security guards.
Severally to the committee on Public Safety and Homeland Security.	
By Ms. Domb of Amherst, a petition (accompanied by bill, House, No. 4170) of Mindy Domb and others relative to public pension fund divestment from climate risk investments and negative economic impacts from carbon producing industries.	Pension divestment,— carbon.
By Mr. McMurtry of Dedham, a petition (accompanied by bill, House, No. 4171) of Paul McMurtry relative to applications for public employee retirement system creditable service buy backs for veterans.	Veterans,— buy backs.
By Mr. Robertson of Tewksbury, a petition (accompanied by bill, House, No. 4172) of David Allen Robertson relative to the retirement group for public safety officers, police officers or public safety officials of the Department of Mental Health, Department of Public Health or Department of Developmental Services.	Public safety officers,— retirement.
Severally to the committee on Public Service.	
By Ms. Ciccolo of Lexington, a petition (accompanied by bill, House, No. 4173) of Michelle L. Ciccolo and others relative to providing for a transportation excise tax to be paid by certain employers.	Transportation excise,— employers.
By Mr. DeCoste of Norwell, a petition (accompanied by bill, House, No. 4174) of David F. DeCoste relative to providing for real estate tax abatements in cases of terrorism or public health emergency.	Real estate,— tax abatements.
By Ms. Kilcoyne of Clinton, a petition (accompanied by bill, House, No. 4175) of Meghan Kilcoyne and others for legislation to provide for real property tax relief to certain persons over the age of 60 during the COVID-19 pandemic.	COVID-19,— tax relief.
By Mr. Robertson of Tewksbury, a petition (accompanied by bill, House, No. 4176) of David Allen Robertson relative to the delivery of property tax bills.	Property tax bills.
By the same member, a petition (accompanied by bill, House, No. 4177) of David Allen Robertson and Maria Duaine Robinson for legislation to establish the Massachusetts Bay Transportation Authority capital projects fund.	MBTA,— capital projects.
By Representatives Robertson of Tewksbury and Vargas of Haverhill, a petition (accompanied by bill, House, No. 4178) of David Allen Robertson, Andres X. Vargas and others for legislation to establish a municipal broadband development fund.	Municipal broadband,— fund.
By Mr. Rogers of Cambridge, a petition (accompanied by bill, House, No. 4179) of David M. Rogers and Elizabeth A. Malia relative to establishing a tax for online advertising.	Online advertising,— tax.
Severally to the committee on Revenue.	
By Mr. Arciero of Westford, a petition (accompanied by bill, House, No. 4180) of James Arciero and others for legislation to assure for bidder privacy in certain interviews for public construction contracts.	Public construction,— bidders.
By Ms. Malia of Boston, a petition (accompanied by bill, House, No. 4181) of Elizabeth A. Malia relative to authorizing the commissioner of Capital Asset Management and Maintenance to convey a certain parcel of land in the Roxbury section of the city of Boston.	Boston,— land.

By Ms. Robinson of Framingham, a petition (accompanied by bill, House, No. 4182) of Maria Duaine Robinson and others relative to the maximum acceptable greenhouse gas emissions for eligible materials used in certain projects. Construction,—
gas emissions.

Severally to the committee on State Administration and Regulatory Oversight.

By Mr. Ayers of Quincy, a petition (accompanied by bill, House, No. 4183) of Bruce J. Ayers relative to the flight of unmanned aircraft drones in the airspace over early, elementary and secondary educational facilities. Drones,—
educational
airspace.

By Mr. DeCoste of Norwell, a petition (accompanied by bill, House, No. 4184) of David F. DeCoste and others relative to preventing road rage incidents precipitated by slow or stopped vehicles. Road rage.

Severally to the committee on Transportation.

By Mr. Arciero of Westford, a petition (accompanied by bill, House, No. 4185) of James Arciero and Ray Mascola relative to eligibility of non-Massachusetts origin veterans for state veteran bonus awards. Veterans,—
buy backs.

By Mrs. Harrington of Groton, a petition (accompanied by bill, House, No. 4186) of Sheila C. Harrington and others relative to providing for a veteran service officer at Clear Path for Veterans New England, Inc. to support veterans and dependents residing in the Devens Regional Enterprise Zone. Devens,—
veterans
service officer.

Severally to the committee on Veterans and Federal Affairs.

Severally sent to the Senate for concurrence.

Petitions severally were presented and referred as follows:

By Mr. Durant of Spencer, a petition (accompanied by bill, House, No. 4187) of Peter J. Durant and Ryan C. Fattman (by vote of the town) that the town of Dudley be authorized to grant three additional licenses for the sale of all alcoholic beverages to be drunk off the premises in said town. To the committee on Consumer Protection and Professional Licensure. Dudley,—
liquor
licenses.

By Mrs. Harrington of Groton, a petition (accompanied by bill, House, No. 4188) of Sheila C. Harrington (by vote of the town) that the town of Pepperell be authorized to convey a certain parcel of town owned land to the Commonwealth. To the committee on Municipalities and Regional Government. Pepperell,—
land.

Severally sent to the Senate for concurrence.

Petitions severally were presented and referred as follows:

By Mr. Lewis of Framingham (by request), a petition (subject to Joint Rule 12) of David Blais relative to information sharing among nonprofit service providers. Information
sharing.

By Representative Pignatelli of Lenox and Senator Hinds, a joint petition (subject to Joint Rule 12) of Smitty Pignatelli and Adam G. Hinds relative to authorizing the transfer of certain land in the towns of Lee and Lenox to Edith Wharton Restoration, Inc. Lee and
Lenox,—
land.

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

Papers from the Senate.

A message from His Excellency the Governor recommending legislation to support military families (Senate, No. 2542), was referred, in concurrence, to the committee on Veterans and Federal Affairs. Military,—
family
support.

A Bill authorizing the town of Middleborough to lease a certain parcel of land to the town of Plympton (Senate, No. 1353) (on a petition) [Local Approval Received], Middleborough,—
land.

passed to be engrossed by the Senate, was read; and it was referred, under Rule 7A, to the committee on Steering, Policy and Scheduling

A petition (accompanied by bill) of Joan B. Lovely and Jeffrey N. Roy for legislation to promote American manufacturing, came from the Senate referred, under suspension of Joint Rule 12, to the committee on State Administration and Regulatory Oversight.

Manufacturing.

The House then concurred with the Senate in the suspension of said rule; and the petition (accompanied by bill, Senate, No. 2546) was referred, in concurrence, to the committee on State Administration and Regulatory Oversight.

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 Denise C. Garlick relative to establishing an interscholastic athletic competition working group. To the committee on Education.

Interscholastic athletics.

Petition (accompanied by resolutions) of Natalie M. Blais, Mindy Domb and others for the annual issuance of a proclamation by the Governor designating the first Monday in March as COVID-19 remembrance day. To the committee on State Administration and Regulatory Oversight.

COVID-19 remembrance day.

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

Orders of the Day.

House bills

To allow the town of Andover to transfer conservation land (House, No. 2193); Amending the charter of the town of Hudson (House, No. 3920); and

Third reading bills.

Designating the Department of Unemployment Assistance building in the city of Brockton as the C. Gerald Lucey building (House, No. 4024);

Severally reported by the committee on Bills in the Third Reading to be correctly drawn, were read a third time; and they were passed to be engrossed. Severally sent to the Senate for concurrence.

The House Bill granting 4 additional liquor licenses for the sale of wines and malt beverages to be drunk on the premises in Concord (House, No. 3712) (its title having been changed by the committee on Bills in the Third Reading), reported by said committee to be correctly drawn, was read a third time.

Concord,—liquor licenses.

Pending the question on passing the bill to be engrossed, Ms. Garlick of Needham moved to amend it in section 1, in lines 7 and 8, by striking out the sentence contained in those lines.

The amendment was adopted; and the bill (House, No. 3712, amended) was passed to be engrossed. Sent to the Senate for concurrence.

Order.

On motion of Mr. Mariano of Quincy,—

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. Garballey of Arlington being in the Chair), the House adjourned, to meet the following Monday at eleven o'clock A.M., in an Informal Session.

The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



MONDAY, OCTOBER 4, 2021.

[96]

JOURNAL OF THE HOUSE.

Monday, October 4, 2021.

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.

Resolutions.

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

Resolutions (filed by Speaker Mariano of Quincy) reaffirming friendship between Massachusetts and Taiwan, support a United States-Taiwan Bilateral Trade Agreement (BTA) and Taiwan's international participation;

Taiwan.

Resolutions (filed by Mr. Cutler of Pembroke and other members of the House) recognizing October 6, 2021 as Energy Efficiency Day in the Commonwealth of Massachusetts; and

Energy
Efficiency
Day.

Resolutions (filed by Representatives Peake of Provincetown, Diggs of Barnstable, Fernandes of Falmouth, Vieira of Falmouth, Whelan of Brewster and Xiarhos of Barnstable) congratulating Dorothy "Dottie" Smith on her retirement after her distinguished service to the Commonwealth;

Dorothy
Smith.

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 Massachusetts Clean Energy Center (see Section 5 of Chapter 23J of the General Laws) submitting the 2020 industry report (accompanied by financial statements for fiscal year ended June 30, 2020) [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, —
industry report.

From the Office of the Norfolk County Registry of Deeds (see Section 2KKK of Chapter 29 of the General Laws) submitting the County Registers Technology Fund forty-ninth planned expenditure [copies of the communication were forwarded to the committees on Ways and Means and Post Audit and Oversight, as required by said law];

Norfolk County
technology fund.

From the Executive Office of the Trial Court (see Section 2 of Chapter 257 of the Acts of 2020) submitting the monthly report of the number of actions for summary process entered and filed with each court having jurisdiction over an action for summary process for the month of July, 2021; and

Trial Court,—
summary
process.

From the Massachusetts Health Policy Commission (see Section 64 of Chapter 260 of the Acts of 2020) submitting an interim report on the impact of COVID-19 on the Commonwealth health care system;

Health care,—
COVID-19
impact.

Severally were placed on file.

Reports.

Annual reports

Of the Department of Public Utilities (under Section 1G of Chapter 164 of the General Laws) submitting its annual report concerning self-generation for fiscal year 2020;

Public utilities,—
self-generation.

Of the Division of Banks (under Section 13 of Chapter 167 of the General Laws) for fiscal year 2020;

Division
of Banks.

Of the Executive Office of Technology Services and Security (under Section 13 of Chapter 69 of the Acts of 2018) on data collection and reporting in the criminal justice system; and

Criminal
justice,—
data.

Of the Executive Office of Health and Human Services (under Section 265 of Chapter 224 of the Acts of 2012) certifying and outlining how the health benefit plans under the office of Medicaid, and their contractors, comply with the federal Mental Health Parity and Addiction Equity Act;

Medicaid,—
mental health
parity.

Special and final reports

Of the Special Commission on Ocean Acidification (under Section 97 of Chapter 209 of the Acts of 2018, and most recently revived and continued by Section 66 of Chapter 29 of the Acts of 2021) regarding the ocean acidification crisis in Massachusetts; and

Ocean
acidification.

Of the Health Equity Task Force (under Section 2 of Chapter 93 of the Acts of 2020, and most recently revived and continued by Section 67 of Chapter 29 of the Acts of 2021) entitled “A Blueprint for Health Equity”; and

Health
equity.

A report of the Executive Office of Labor and Workforce Development (under item 1790-3009 in Section 2 of Chapter 151 of the Acts of 2020) regarding the deployment of an online delivery system for unemployment insurance compensation benefits;

Unemployment
insurance,—
online delivery.

Severally were placed on file.

Petitions.

Petitions severally were presented and referred as follows:

By Representative Blais of Sunderland and Senator Comerford, a joint petition (accompanied by bill, House, No. 4191) of Natalie M. Blais and Joanne M. Comerford (by vote of the town) that the town of Deerfield be authorized to grant 3 additional wines and malt beverage licenses not to be drunk on the premises and 3 additional licenses for the sale of all alcoholic beverages not to be drunk on the premises in said town. To the committee on Consumer Protection and Professional Licensure.

Deerfield,—
liquor
licenses.

By Ms. Peake of Provincetown, a petition (accompanied by bill, House, No. 4192) of Sarah K. Peake and Julian Cyr (by vote of the town) that the town of Eastham

Eastham,—
land.

be authorized to convey a conservation restriction on a certain parcel of land to the Eastham Conservation Foundation, Inc. To the committee on Municipalities and Regional Government.

By Ms. Decker of Cambridge, a petition (accompanied by bill, House, No. 4193) of Marjorie C. Decker (with the approval of the city council) relative to providing for a fire cadet program for the city of Cambridge fire department. To the committee on Public Service.

Cambridge,—
fire cadet
program.

Severally sent to the Senate for concurrence.

Petitions severally were presented and referred as follows:

By Mr. Gentile of Sudbury, a petition (subject to Joint Rule 12) of Carmine Lawrence Gentile relative to food allergy awareness.

Food allergy
awareness.

By Representative Soter of Bellingham and Senator Fattman, a joint petition (subject to Joint Rule 12) of Michael J. Soter and Ryan C. Fattman that a certain node of the Blackstone River Greenway in the town of Millville be designated as the Margaret M. Carroll memorial greenway access area.

Millville,—
Carroll
greenway.

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

A petition (accompanied by bill, House, No. 4190) of Sarah K. Peake and Julian Cyr (by vote of the town) relative to the Provincetown public pier corporation (having been returned by the State Secretary, under the provisions of Chapter 3 of the General Laws with memoranda relative thereto) was referred, under Rule 24, to the committee on Municipalities and Regional Government. Sent to the Senate for concurrence.

Provincetown,—
public pier.

Mrs. Campbell of Methuen presented a petition (subject to Joint Rule 12) of Linda Dean Campbell and others relative to the governance, structure and care of veterans at veterans' homes in the Commonwealth; and the same was referred, under Rule 24, to the committee on Rules.

Soldiers'
homes,—
governance.

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 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 Veterans and Federal Affairs.

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 Joan Meschino and others relative to waivers for non-fault overpayments of certain unemployment insurance benefits. 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 Labor and Workforce Development. Sent to the Senate for concurrence.

Unemployment
insurance,—
overpayments.

By Ms. Ehrlich of Marblehead, for the committee on Municipalities and Regional Government, on a petition, a Bill requiring automatic external defibrillators in Norfolk County public buildings (House, No. 2160).

Norfolk
County,—
defibrillators.

By the same member, for the same committee, on a joint petition, a Bill establishing an open town meeting in the town of Lee (House, No. 4092) [Local Approval Received].

Lee,—
town meeting.

By the same member, for the same committee, on a petition, a Bill authorizing the town of Sudbury to transfer a certain parcel of land (House, No. 4108) [Local Approval Received].

Sudbury,—
land.

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

Orders of the Day.

Senate bills

Authorizing certain investments by the treasurer of the town of Milton (Senate, No. 1364); and

Third
reading
bills.

Authorizing the appointment of special firefighters in the city of Somerville (Senate, No. 1734);

Severally reported by the committee on Bills in the Third Reading to be correctly drawn, were read a third time; and they were passed to be engrossed, in concurrence.

The House Bill authorizing the Division of Capital Asset Management and Maintenance to convey a certain parcel of land to the town of Hudson (House, No. 4126), 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. Mariano of Quincy,—

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

Next
sitting.

At seven 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 day at eleven o'clock A.M., in an Informal Session.

The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



TUESDAY, OCTOBER 5, 2021.

[97]

JOURNAL OF THE HOUSE.

Tuesday, October 5, 2021.

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.

Reports of Committees.

By Mr. Galvin of Canton, for the committee on Rules, that Joint Rule 7B be suspended on the petition of Nika C. Elugardo and Liz Miranda (with the approval of the mayor and city council) relative to the redevelopment of the Amory Street public housing project in the Jamaica Plain section of the city of Boston. Under suspension of the rules, on motion of Mr. Garballey of Arlington, the report was considered forthwith. Joint Rule 7B was suspended; and the petition (accompanied by bill) was referred to the committee on Housing. Sent to the Senate for concurrence.

Boston,—
Amory Street
housing project.

By Mr. Michlewitz of Boston, for the committee on Ways and Means, that the Senate Bill upgrading hen welfare and establishing uniform cage-free standards (Senate, No. 2481), ought to pass with amendments by striking out all after the enacting clause and inserting in place thereof the text contained in House document numbered 4194; by inserting before the enacting clause the following emergency preamble:

Hen welfare.

“Whereas, The deferred operation of this act would tend to defeat its purpose, which is to ensure hen welfare and establish uniform cage-free standards, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.”; and

By striking out the title and inserting in place thereof the following title: “An Act further regulating hen welfare and establishing uniform cage-free standards.”

Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

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

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

The amendments recommended by the committee on Ways and Means then were adopted; and the bill (Senate, No. 2481, amended) was ordered to a third reading.

Engrossed Bill.

The engrossed Bill authorizing the town of Sudbury to grant an additional license for the sale of alcoholic beverages to be drunk on the premises (see House, No. 3895) (which originated in the House), having been certified by the Clerk to be rightly and

Bills
enacted.

truly prepared for final passage, was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

Orders of the Day.

The House Bill authorizing the city of Northampton to amend a certain conservation easement (House, No. 3900), 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.

Order.

On motion of Mr. Mariano of Quincy,—

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

Next
sitting.

At twenty-three minutes before twelve o'clock noon, on motion of Mr. Wong of Saugus (Mr. Donato of Medford being in the Chair), the House adjourned, to meet the following day at eleven o'clock A.M.

The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



WEDNESDAY, OCTOBER 6, 2021.

[98]*

JOURNAL OF THE HOUSE.

Wednesday, October 6, 2021.

Met according to adjournment at eleven o'clock A.M., under emergency rules, 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.

Statement of Representative Gouveia of Acton.

A statement of Ms. Gouveia of Acton was spread upon the records of the House, as follows:

MR. SPEAKER: I would like to call to the attention of the House the fact that I was unable to participate remotely in today's session due to unforeseen technological issues. Had I been present for Yea and Nay Nos. 105 and 106, I would have voted, in each instance, in the affirmative. My missing of roll calls today was due entirely to the reason stated.

Statement of Ms. Gouveia of Acton.

Petitions.

Petitions severally were presented and referred as follows:

By Mr. Haggerty of Woburn, a petition (subject to Joint Rule 12) of Richard M. Haggerty relative to court officers injured in service of the Commonwealth.

Court officers.

By Mr. Mark of Peru (by request), a petition (subject to Joint Rule 12) of Cara Veremko relative to appeals from the decisions of clerk-magistrates.

Clerk-magistrates.

By Mr. Silvia of Fall River, a petition (subject to Joint Rule 12) of Alan Silvia relative to palliative care and end-of-life care and consultation.

Palliative care.

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

Report of a Committee.

By Mr. Murphy of Weymouth, for the committee on Financial Services, asking to be discharged from further consideration of the petition (accompanied by bill, Senate, No. 722) of Marc R. Pacheco for legislation to authorize independent retirement boards to divest from fossil fuel companies,— and recommending that the same be referred to the committee on Public Service. Under Rule 42, the report was considered forthwith; and it was accepted. Sent to the Senate for concurrence.

Fossil fuel companies,— divestment.

Engrossed Bills.

Engrossed bills

Authorizing certain investments by the treasurer of the town of Milton (see Senate, No. 1364); and

Bills enacted.

Authorizing the appointment of special firefighters in the city of Somerville (see Senate, No. 1734);

(Which severally originated in the Senate);

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 Senate amendment of the House Bill promoting student nutrition (House, No. 3999), reported by the committee on Bills in the Third Reading to be correctly drawn, was considered.

Students,—
nutrition.

Pending the question on adoption of the amendment, in concurrence, Representatives Garlick of Needham and Peisch of Wellesley moved that the House concur with the Senate in its amendment with a further amendment striking out all after the enacting clause (inserted by amendment by the Senate) and inserting in place thereof the following:

“SECTION 1. Chapter 71 of the General Laws is hereby amended by inserting after section 72 the following 2 sections:

Section 72A. (a) As used in this section, the following words shall, unless the context clearly requires otherwise, have the following meanings:

‘Federal community eligibility provision’, as described in 7 C.F.R. 245.9(f).

‘Identified student percentage’, as defined in 7 C.F.R. 245.9(f)(1)(iii).

‘Provision 2’, as described in 7 C.F.R. 245.9(b).

(b)(1) A school district or individual school with an identified student percentage that is not less than 60 per cent shall elect and implement the federal community eligibility provision or provision 2 to provide universal free school breakfast and lunch to all students. This paragraph may be waived by the department if a school district or individual school is able to justify to the department that implementation will result in financial hardship to the school district or individual school.

(2) A school district or an individual school with an identified student percentage that is not less than 50 per cent but less than 60 per cent shall elect and implement the federal community eligibility provision or provision 2 to provide universal free school breakfast and lunch to all students unless: (i) the school committee for the school district or individual school votes, not later than June 1 of the first year of eligibility, to decline to participate in either the federal community eligibility provision or provision 2; or (ii) the department determines that the school district or individual school no longer has the qualifying identified student percentage. This paragraph may be waived by the department if a school district or an individual school is able to justify to the department that implementation will result in financial hardship to the school district or individual school.

(3) A school nutrition director or their designee shall attend at least 1 training by the department to learn about the federal community eligibility provision and other federal options that may be available to a school district or an individual school before a school committee vote or determination by the department pursuant to paragraph (1) or paragraph (2).

(c) A school district that participates in the national school lunch program shall take steps to maximize federal revenues and minimize debt on families under a protocol determined by the department that promotes the certification of students for free school meal status. The department shall assist school districts with improving

the direct certification process and reducing administrative burdens on school districts. The department shall consult with representatives from the School Nutrition Association of Massachusetts, Inc. and relevant stakeholders to promote best practices to maximize federal revenues.

Section 72B. (a) A school district superintendent or their designee shall notify a parent or guardian of a student's unpaid meal debt that remains unresolved. Within 30 days of notifying a family of the unpaid meal debt, the school district shall determine if the student is categorically-eligible for free or reduced-price meals. During the 30-day period, while the school district determines the student's eligibility for free or reduced-price meals, the student shall not be denied access to a school meal until the district has made a determination that the family is ineligible for free or reduced-price meals. The department shall establish the protocol that a school district superintendent or their designee shall use when notifying a parent or guardian of a student's unpaid meal debt.

(b) No employee, agent or volunteer of a school or school district shall:

(i) take any action that would publicly identify a student when payment has not been received for a school meal or for meals previously served to the student;

(ii) serve a student with unpaid meal debt an alternative meal that is not also available to all students at the cafeteria; provided, however, that the alternative meal shall comply with the pattern for a federally-reimbursable meal;

(iii) deny a student a meal as a form of behavioral discipline or punishment;

(iv) dispose of an already served meal because of the student's lack of funds to pay for the meal or because of unresolved meal debt;

(v) prohibit a student or a sibling of a student from attending or participating in non-fee based extracurricular activities, field trips or school events solely because of the student's unresolved meal debt;

(vi) prohibit a student from receiving grades, official transcripts, report cards or from graduating or attending graduation events solely because of unresolved meal debt; or

(vii) require a parent or guardian to pay fees or costs in excess of the actual amounts owed for meals previously served to the student.”.

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

Recess.

At three minutes after eleven o'clock A.M., on motion of Mr. Wong of Saugus (Mr. Donato of Medford being in the Chair), the House recessed until one o'clock P.M.; and at nineteen minutes after one o'clock the House was called to order with Mr. Donato in the Chair.

Recess.

Quorum.

As required under the provision of Emergency Rule 2(4), a roll call was taken for the purpose of ascertaining the presence of a quorum; and on the roll call 158 members were recorded as being in attendance.

Quorum,—
yea and nay
No. 104.

[See [Yea and Nay No. 104](#) in Supplement.]

Therefore a quorum was present.

Orders of the Day.

The Senate Bill upgrading hen welfare and establishing uniform cage-free standards (Senate, No. 2481, amended), reported by the committee on Bills in the Third Reading to be correctly drawn, was read a third time.

Hen welfare.

After remarks on the question on passing the bill, as amended, to be engrossed, in concurrence, the sense of the House was taken by yeas and nays, at the request of Ms. Dykema of Holliston; and on the roll call 156 members voted in the affirmative and 1 in the negative.

Bill passed to be engrossed,—
yea and nay
No. 105.

[See [Yea and Nay No. 105](#) in Supplement.]

Therefore the bill (Senate, No. 2481, amended) was passed to be engrossed, in concurrence. Sent to the Senate for concurrence in the amendments adopted by the House [for text of House amendments, see House document numbered 4194].

Emergency Measures.

The engrossed Bill promoting student nutrition (see House, No. 3999, 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.

Students,—
nutrition.

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 27 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.

On the question on passing the bill to be enacted, the sense of the House was taken by yeas and nays, as required under the provisions of Emergency Rule 2; and on the roll call 157 members voted in the affirmative and 0 in the negative.

Bill enacted,—
yea and nay
No. 106.

[See [Yea and Nay No. 106](#) 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 establishing a sick leave bank for Tanya Hackett, an employee of the Department of Children and Families (see House, No. 4103), 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.

Tanya Hackett,—
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 25 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. Muratore of Plymouth; and it was signed by the acting Speaker and sent to the Senate.

Bill enacted.

Order.

On motion of Mr. Mariano of Quincy,—

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

Next sitting.

At seventeen minutes before three o'clock P.M., on motion of Ms. Ferguson of Holden (Mr. Donato of Medford being in the Chair), the House adjourned, to meet the following day at eleven o'clock A.M., in an Informal Session.

The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



THURSDAY, OCTOBER 7, 2021.

[99]

JOURNAL OF THE HOUSE.

Thursday, October 7, 2021.

Met according to adjournment at eleven o'clock A.M., in an Informal Session, with Mr. Garballey of Arlington 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. Garballey), the members and employees joined with him in reciting the pledge of allegiance to the flag.

Pledge of
allegiance.

Special Recognition.

On behalf of the Speaker, all of the members of the House and the staff of the House Clerk's office, the Chair (Mr. Garballey of Arlington) recognized Mary Gibson of Dedham and congratulated her on her 7 years of exemplary service to the House of Representatives, thanked her for her dedicated work as a member of the staff of the House Clerk's office for the past 6 years; and wished her the very best of luck at Suffolk University and in all of her future endeavors.

Mary
Gibson.

Resolutions.

Resolutions (filed with the Clerk by Ms. Fiola of Fall River and other members of the House) commending artists, community groups and organizations for celebrating October 2021 as National Arts and Humanities Month, were referred under Rule 85, to the committee on Rules.

National Arts
and Humanities
Month.

Mr. Galvin of Canton, for said committee, reported that the resolutions ought to be adopted. Under suspension of the rules, 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.

Paper from the Senate.

A petition (accompanied by bill, Senate, No. 2548) of Walter F. Timilty, William C. Galvin and Edward R. Philips (by vote of the town) for legislation to authorize the town of Stoughton to transfer certain park property in exchange for acquisition and dedication of other land to park purposes, was referred, in concurrence, to the committee on Municipalities and Regional Government.

Stoughton,—
park property.

Reports of Committees.

By Mr. Galvin of Canton, for the committee on Rules, that Joint Rule 7B be suspended on the following petitions:

Joint petition (accompanied by bill) of Dylan A. Fernandes and Julian Cyr (by vote of the town) that the town of Nantucket be authorized to designate the Nantucket

Nantucket,—
housing.

Housing Authority as the agency authorized to create, administer and enforce housing needs covenants in said town. To the committee on Housing.

Joint petition (accompanied by bill) of Dylan A. Fernandes and Julian Cyr (by vote of the town) relative to authorizing the town of Nantucket to impose a real estate transfer fee for affordable and workforce housing. To the committee on Revenue.

Nantucket,—
transfer fee.

Under suspension of the rules, on motion of Mr. Wong of Saugus, the reports were considered forthwith. Joint Rule 7B then was suspended, in each instance. Severally sent to the Senate for concurrence.

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

The Senate Bill providing a tax exemption for certain qualifying real estate in the town of Hamilton (Senate, No. 1362) [Local Approval Received]; and

Hamilton,—
tax exemption.

House bills

Requiring automatic external defibrillators in Norfolk County public buildings (House, No. 2160);

Defibrillators.

Relative to the department of public works in the town of Westborough (House, No. 3918) [Local Approval Received];

Westborough,—
public works.

Providing for the appointment of a treasurer/collector in the town of Rehoboth (House, No. 3970) [Local Approval Received]; and

Rehoboth,—
treasurer, etc.

Relative to utility improvements on private roads in the town of Eastham (House, No. 3986) [Local Approval Received];

Eastham,—
private roads.

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

By Mr. Gordon of Bedford, for the committee on Public Service, on House, No. 10 and on a part of House, No. 9, a Bill relative to pension forfeiture (House, No. 10).

Pension
forfeiture.

By the same member, for the same committee, on House, No. 11 and on a part of House, No. 9, a Bill relative to veterans' buyback (House, No. 11).

Veterans'
buyback.

By the same member, for the same committee, on House, No. 12 and on a part of House, No. 9, a Bill relative to the recovery of overearnings (House, No. 12).

Overearnings.

By the same member, for the same committee, on House, No. 13 and on a part of House, No. 9, a Bill relative to wages (House, No. 13).

Wages.

By the same member, for the same committee, on House, No. 14 and on a part of House, No. 9, a Bill relative to modifications of retirement allowances (House, No. 14).

Retirement
allowances.

By the same member, for the same committee, on House, No. 44 and on a part of House, No. 25, a Bill requiring investment equity (House, No. 44).

Investment
equity.

By the same member, for the same committee, on House, No. 45 and on a part of House, No. 25, a Bill relative to the Massachusetts State Employees Retirement System (House, No. 45).

State
employees,—
retirement.

By the same member, for the same committee, on House, No. 46 and on a part of House, No. 25, a Bill relative to group classification (House, No. 46).

Group
classification.

By the same member, for the same committee, on House, No. 47 and on a part of House, No. 25, a Bill relative to eligible prior service (House, No. 47).

Eligible prior
service.

By the same member, for the same committee, on House, No. 49 and on a part of House, No. 25, a Bill relative to benefit options related to judicial retirement (House, No. 49).

Judicial
retirement.

By the same member, for the same committee, on House, No. 50 and on a part of House, No. 25, a Bill relative to the use of electronic signatures under Chapter 32 (House, No. 50).

Electronic signatures.

By the same member, for the same committee, on House, No. 51 and on a part of House, No. 25, a Bill relative to joint and last survivor allowance for judicial retirement benefits (House, No. 51).

Judicial retirement.

By the same member, for the same committee, on House, No. 52 and on a part of House, No. 25, a Bill relative to the pro rating of creditable service (House, No. 52).

Creditable service.

By the same member, for the same committee, on a petition, a Bill relative to Parkinson's disease disability and death in firefighters (House, No. 2648).

Firefighters,—
Parkinson's disease.

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

By Mr. Gordon of Bedford, for the committee on Public Service, on a petition, a Bill classifying the death of city of Lawrence police patrolman Jacob Eyssi (House, No. 3910) [Local Approval Received]. Read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Lawrence,—
Jacob Eyssi.

Orders of the Day.

The House Bill further regulating the membership of the board of trustees of the Woburn Public Library Corporation (House, No. 3820) (its title having been changed by the committee on Bills in the Third Reading), reported by said committee 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.

Order.

On motion of Mr. Mariano of Quincy,—

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

Next sitting.

At ten minutes after eleven o'clock A.M., on motion of Mr. Frost of Auburn (Mr. Garballey of Arlington being in the Chair), the House adjourned, to meet the following Tuesday at eleven o'clock A.M., in an Informal Session.

The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



TUESDAY, OCTOBER 12, 2021.

[100]

JOURNAL OF THE HOUSE.

Tuesday, October 12, 2021.

Met according to adjournment at eleven o'clock A.M., in an Informal Session, with Mr. Garballey of Arlington 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. Garballey), the members and employees joined with him in reciting the pledge of allegiance to the flag.

Pledge of
allegiance.

Resolutions.

Resolutions (filed with the Clerk by Representatives Muratore of Plymouth, Cutler of Pembroke and LaNatra of Kingston) commending Monica Lyden Mullin of her many years of dedicated service to the Commonwealth upon the occasion of her retirement, were referred under Rule 85, to the committee on Rules.

Monica
Lyden
Mullin.

Mr. Galvin of Canton, for said committee, reported that the resolutions ought to be adopted. Under suspension of the rules, 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.

Petitions.

Petitions severally were presented and referred as follows:

By Representative Arciero of Westford and Senator Kennedy, a joint petition (accompanied by bill, House, No. 4196) of James Arciero (by vote of the town) that the town of Westford be authorized to issue one additional license for sale of alcoholic beverages not to be drunk on the premises in said town. To the committee on Consumer Protection and Professional Licensure.

Westford,—
liquor
license.

By Representative Haddad of Somerset and Senator Rodrigues, a joint petition (accompanied by bill, House, No. 4197) of Patricia A. Haddad, Michael J. Rodrigues and Steven S. Howitt (by vote of the town) that the town of Swansea be authorized to enter into a lease agreement for Medeiros Farm;

Swansea,—
Medeiros
Farm.

By Representative Hogan of Stow and Senator Cronin, a joint petition (accompanied by bill, House, No. 4198) of Kate Hogan and John J. Cronin (by vote of the town) relative to establishing a select board in the town of Bolton; and

Bolton,—
select
board.

By Mr. Orrall of Lakeville, a petition (accompanied by bill, House, No. 4199) of Norman J. Orrall (by vote of the town) for legislation to amend the charter of the town of Middleborough.

Middleborough,—
charter.

Severally to the committee on Municipalities and Regional Government.

Severally sent to the Senate for concurrence.

Mr. Mark of Peru presented a petition (subject to Joint Rule 12) of Paul W. Mark relative to solar distribution; and the same was referred, under Rule 24, to the committee on Rules.

Solar
distribution.

Papers from the Senate.

A Bill authorizing the city of New Bedford to convey certain land acquired for open space and play ground [sic] purposes (Senate, No. 29) (on House, No. 3944) [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.

New Bedford,—
playground
land.

A report of the committee on Public Service, asking to be discharged from further consideration of the petition (accompanied by bill, Senate, No. 1772) of Michael F. Rush for legislation relative to the composition of the board of directors of the Massachusetts Department of Transportation,— and recommending that the same be referred to the committee on Transportation,— accepted by the Senate, was considered forthwith, under Rule 42; and it was accepted, in concurrence.

Transportation
department,—
board of
directors.

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

Petition (accompanied by bill, Senate, No. 2551) of Susan L. Moran, Adam G. Hinds and Joanne M. Comerford for legislation to empower towns and cities to protect residents and the environment from harmful pesticides; and

Pesticides,—
municipal
protections.

Petition (accompanied by bill, Senate, No. 2552) of Susan L. Moran for legislation to protect the Upper Cape water supply reserve;

Upper Cape
water supply.

Severally to the committee on Environment, Natural Resources and Agriculture.

Petition (accompanied by bill, Senate, No. 2553) of Susan L. Moran, Kathleen R. LaNatra, Lindsay N. Sabadosa, Jason M. Lewis and other members of the General Court for legislation to enhance child care relief. To the committee on Revenue.

Child care.

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 Cara Veremko relative to appeals from the decisions of clerk-magistrates. Under suspension of the rules, on motion of Ms. Garlick of Needham, the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on the Judiciary. Sent to the Senate for concurrence.

Clerk-
magistrates.

By Mr. Murphy of Weymouth, for the committee on Financial Services, asking to be discharged from further consideration:

Of the petition (accompanied by bill, Senate, No. 675) of Cindy F. Friedman, Julian Cyr, Susannah M. Whipps, Sal N. DiDomenico and others for legislation relative to mental health parity implementation; and

Mental health
parity,—
insurance.

Of the petition (accompanied by bill, House, No. 1041) of Ruth B. Balser and others relative to mental health or substance use disorder insurance benefits;

Id.

And recommending that the same severally be referred to the committee on Mental Health, Substance Use and Recovery.

Under Rule 42, the reports severally were considered forthwith; and they were accepted. Severally sent to the Senate for concurrence.

Orders of the Day.

The Senate Bill regulating the terms of members of the zoning board of appeals in the city of Somerville (Senate, No. 1340), 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.

House bills

Authorizing the Hampshire County Regional Housing Authority to convey a certain parcel of land in the town of South Hadley to the South Hadley Housing Authority (House, No. 2144); and

Third reading bills.

Authorizing the town of Sandisfield to continue the employment of employees subject to mandatory retirement (House, No. 3856);

Severally reported by the committee on Bills in the Third Reading to be correctly drawn, were read a third time; and they were passed to be engrossed. Severally sent to the Senate for concurrence.

Order.

On motion of Mr. Mariano of Quincy,—

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

Next sitting.

At sixteen minutes after eleven o'clock A.M., on motion of Mr. Wong of Saugus (Mr. Garballey of Arlington being in the Chair), the House adjourned, to meet the following day at eleven o'clock A.M., in an Informal Session.

The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



WEDNESDAY, OCTOBER 13, 2021.

[101]

JOURNAL OF THE HOUSE.

Wednesday, October 13, 2021.

Met according to adjournment at eleven o'clock A.M., in an Informal Session, with Mr. Ryan of Boston 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. Ryan), the members and employees joined with him in reciting the pledge of allegiance to the flag.

Pledge of
allegiance.

Petition.

A joint petition (subject to Joint Rules 7B and 9) of William C. Galvin and Walter F. Timilty relative to Revere and Son Heritage Trust Corporation, was transmitted to the State Secretary under Chapter 3 of the General Laws.

Revere and Son
Heritage Trust.

Papers from the Senate.

The Senate Bill upgrading hen welfare and establishing uniform cage-free standards (Senate, No. 2481, amended), came from the Senate with the endorsement that said branch had non-concurred with the House in its amendments (striking out all after the enacting clause and inserting in place thereof the text contained in House document numbered 4194, by inserting before the enacting clause the following emergency preamble:

Hen welfare.

“Whereas, The deferred operation of this act would tend to defeat its purpose, which is to ensure hen welfare and establish uniform cage-free standards, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.”; and by striking out the title and inserting in place thereof the following title: “An Act further regulating hen welfare and establishing uniform cage-free standards”).

The bill bore the further endorsement that the Senate had asked for a committee of conference on the disagreeing votes of the two branches; and that Senators Lewis, Rausch and Tarr had been appointed as the committee on the part of the Senate.

On motions of Ms. Dykema of Holliston, the House insisted on its amendments; and concurred with the Senate in the appointment of a committee of conference. Representatives Dykema, Cahill of Lynn and Orrall of Lakeville were appointed as the committee on the part of the House. Sent to the Senate to be noted.

Committee of
conference.

A message from His Excellency the Governor (pursuant to Article II, Section 8 of Article LXXXIX of the Amendments to the Constitution) recommending legislation ratifying the town meeting of the town of Rowley (Senate, No. 2550), was referred, in concurrence, to the committee on Revenue.

Rowley,—
town
meeting.

Engrossed Bill.

The engrossed Bill regulating the terms of members of the zoning board of appeals in the city of Somerville (see Senate, No. 1340) (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 House Bill establishing a cell tower receipts special account for the town of North Reading (House, No. 4020) (its title having been changed by the committee on Bills in the Third Reading), reported by said committee 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.

Recess.

At six minutes eleven o'clock A.M., on motion of Mr. Wong of Saugus (Mr. Ryan of Boston being in the Chair), the House recessed subject to the call of the Chair; and at thirteen minutes before one o'clock P.M. the House was called to order with Mr. Ryan in the Chair.

Recess.

Reports of Committees.

Mr. Michlewitz of Boston, for the committee on Ways and Means, on House, No. 4078, reported, in part, a Bill making appropriations for fiscal year 2021 to provide for supplementing certain existing appropriations and for certain other activities and projects (House, No. 4200) [Total appropriations: \$303,034,391.00]. Read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Supplemental appropriations.

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

Under suspension of the rules, 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 further motion of the same member, 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.

Order.

On motion of Mr. Mariano of Quincy,—

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

Next sitting.

At twelve minutes after one o'clock P.M., on motion of Mr. Wong of Saugus (Mr. Ryan of Boston being in the Chair), the House adjourned, to meet the following day at eleven o'clock A.M., in an Informal Session.

The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



THURSDAY, OCTOBER 14, 2021.

[102]

JOURNAL OF THE HOUSE.

Thursday, October 14, 2021.

Met according to adjournment at eleven o'clock A.M., in an Informal Session, with Ms. Barber of Somerville 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 (Ms. Barber), 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 to power Massachusetts's clean energy economy (House, No. 4204), was filed in the office of the Clerk on Wednesday, October 13.

Clean
energy.

The message was read; and it was referred, under Rule 30, with the accompanying draft of a bill, to the committee on Telecommunications, Utilities and Energy. Sent to the Senate for concurrence.

Resolutions.

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

Resolutions (filed by Mr. Jones of North Reading) commending PTC Therapeutics, Inc., for its recognition of October 23, 2021 as Aromatic L-Amino Acid Decarboxylase Deficiency Awareness Day;

PTC
Therapeutics
Inc.

Resolutions (filed by Mrs. Kane of Shrewsbury) recognizing November 14 to 20, 2021 as Thyroid Eye Disease (TED) Awareness Week; and

Thyroid Eye
Disease Week.

Resolutions (filed by Mr. Walsh of Peabody) congratulating James Robert Langley on receiving the Eagle Award of the Boy Scouts of America;

James
Langley.

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.

Petition.

Representative Blais of Sunderland and Senator Comerford presented a joint petition (accompanied by bill, House, No. 4206) of Natalie M. Blais and Joanne M. Comerford (by vote of the town) that the town of Whately be authorized to continue the employment of Edwin Zaniewski as a member of the police department of said town; and the same was referred to the committee on Public Service. Sent to the Senate for concurrence.

Whately,—
Edwin
Zaniewski.

Papers from the Senate.

A Bill fostering voter opportunities, trust, equity and security (Senate, No. 2554) (on Senate bill No. 2545), passed to be engrossed by the Senate, was read; and it was referred, under Rule 33, to the committee on Ways and Means.

Voting.

A petition (accompanied by bill, Senate, No. 2556) of Ryan C. Fattman and Peter J. Durant (by vote of the town) for legislation to authorize the town of Dudley to grant additional licenses for the sale of all alcoholic beverages to be drunk off the premises, was referred, in concurrence, to the committee on Consumer Protection and Professional Licensure.

Dudley,—
liquor
licenses.

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 joint petition of Michael J. Soter and Ryan C. Fattman that a certain node of the Blackstone River Greenway in the town of Millville be designated as the Margaret M. Carroll memorial greenway access area. 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 Environment, Natural Resources and Agriculture. Sent to the Senate for concurrence.

Millville,—
Carroll
greenway.

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

Classifying the death of city of Lawrence police patrolman Jacob Eyssi (House, No. 3910) [Local Approval Received];

Lawrence,—
Jacob Eyssi.

Amending the charter of the city of Easthampton (House, No. 3981) [Local Approval Received];

Easthampton,—
charter.

Relative to the amendment of section 3-4 of the home rule charter of the city of Methuen (House, No. 3984) [Local Approval Received];

Methuen,—
charter.

Establishing an open town meeting in the town of Lee (House, No. 4092) [Local Approval Received]; and

Lee,—
town meeting.

Authorizing the town of Sudbury to transfer a certain parcel of land (House, No. 4108) [Local Approval Received];

Sudbury,—
land.

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. González of Springfield, for the committee on Public Safety and Homeland Security, on a petition, a Bill requiring carbon monoxide alarms in all residential, governmental and commercial structures (House, No. 2421).

Carbon
monoxide
alarms.

By the same member, for the same committee, on a petition, a Bill relative to fire safety education in schools and colleges (House, No. 2434).

Schools,—
fire safety.

By the same member, for the same committee, on a petition, a Bill providing for the care and transportation of police dogs injured in the line of duty (Nero's Law) (House, No. 2547).

Police
dogs,—
care.

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

By Mr. Arciero of Westford, for the committee on Housing, on a joint petition, a Bill relative to bidding requirements for a certain affordable housing project in the town of Brookline (House, No. 4083) [Local Approval Received].

Brookline,—
housing.

By Mr. González of Springfield, for the committee on Public Safety and Homeland Security, on a petition, a Bill relative to kayak safety (House, No. 2528).

Kayak
safety.

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

Orders of the Day.

House bills

Designating the *Podokesaurus holyokensis* as the official dinosaur of the Commonwealth (House, No. 3190) (its title having been changed by the committee on Bills in the Third Reading);

Third
reading
bills.

Relative to the membership of the board of selectmen of the town of Fairhaven (House, No. 3948) (its title having been changed by the committee on Bills in the Third Reading); and

Relative to utility improvements on private roads in the town of Eastham (House, No. 3986);

Severally reported by the committee on Bills in the Third Reading to be correctly drawn, were read a third time; and they were passed to be engrossed. Severally sent to the Senate for concurrence.

Recess.

At a quarter after eleven o'clock A.M., on motion of Mr. Wong of Saugus (Ms. Barber of Somerville being in the Chair), the House recessed subject to the call of the Chair; and at twenty-nine minutes before three o'clock P.M. the House was called to order with Ms. Barber in the Chair.

Recess.

Paper from the Senate.

The House Bill making appropriations for the fiscal year 2021 to provide for supplementing certain existing appropriations and for certain other activities and projects (House, No. 4200), came from the Senate passed to be engrossed, in concurrence, with amendments in section 2A, in item 1599-4448, striking out the figures: "220,959,369" and inserting in place thereof the figures: "251,500,000";

Supplemental
appropriations.

Inserting after section 4 the following 2 sections:

"SECTION 4A. Section 32 of chapter 124 of the acts of 2020 is hereby amended by striking out the figure '2021' and inserting in place thereof the following figure:-2022.

SECTION 4B. Section 41 of chapter 124 of the acts of 2020 is hereby amended by striking out the figure '2021' and inserting in place thereof the following figure:-2022.";

Striking out section 9;

Inserting after section 14 the following section:

"SECTION 14A. Item 2810-0122 of said section 2 of said chapter 24 is hereby amended by striking the words 'provided further, that not less than \$50,000 shall be expended for the preservation, protection, signage and maintenance of historic prison

camp structures in the town of Rutland’, and inserting in place thereof the following words:- provided further, that not less than \$50,000 shall be expended to the Rutland Historical Commission for the preservation, protection, signage and maintenance of historic prison camp structures in the town of Rutland”;

Inserting after section 20 the following section:

“SECTION 20A. Notwithstanding any general or special law to the contrary, the special legislative commission established in section 111 of chapter 253 of the acts of 2020 is hereby revived and continued to December 31, 2021. The special legislative commission shall file its report pursuant to subsection (d) of said section 111 of said chapter 253 with the clerks of the house of representatives and the senate not later than December 31, 2021.”; and

In section 23, in lines 429 to 436, inclusive, striking out the text contained in those lines and inserting in place thereof the following:

“38. between the University of Massachusetts and the Service Employees International Union, Local 888, Lowell Campus, Unit L95;

39. between the University of Massachusetts and the Teamsters Local 25, Lowell Campus, Unit L94;

40. between the Massachusetts Department of Transportation and the National Association of Government Employees, Local R1-292, Unit A;

41. between the Massachusetts Department of Transportation and the Coalition of MassDOT Unions, Unit D;

42. between the Massachusetts State Lottery Commission and the Service Employees International Union, Local 888;

43. between the Court Administrator of the Trial Court of the Commonwealth of Massachusetts and the Office and Professional Employees International Union, Local 6, AFL-CIO; and

44. between the Court Administrator of the Trial Court of the Commonwealth of Massachusetts and the National Association of Government Employees International Union, Local 5000.”.

The Senate amendments were referred, under Rule 35, to the committee on Bills in the Third Reading. Subsequently the amendments (reported by said committee to be correctly drawn) were adopted, in concurrence.

Emergency Measure.

The engrossed Bill making appropriations for the fiscal year 2021 to provide for supplementing certain existing appropriations and for certain other activities and projects (see House, No. 4200, 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.

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.

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.

Contraception coverage.

Bill enacted.

Engrossed Bills.

Engrossed bills

Exempting all positions in the police department and fire department of the town of Swampscott from the civil service law (see House, No. 93); and

Bills
enacted.

Changing the name of the board of selectmen in the town of Burlington to select board (see House, No. 2166);

(Which severally originated in the House);

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.

Order.

On motion of Mr. Mariano of Quincy,—

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

Next
sitting.

At twelve minutes after three o'clock P.M., on motion of Mr. Wong of Saugus (Ms. Barber of Somerville being in the Chair), the House adjourned, to meet the following Monday at eleven o'clock A.M., in an Informal Session.

The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



MONDAY, OCTOBER 18, 2021.

[103]

JOURNAL OF THE HOUSE.

Monday, October 18, 2021.

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 Tribute.

At the request of Representatives Nguyen of Andover and Robertson of Tewksbury the members and employees stood in a moment of silent tribute in respect to the memory and legacy of Ian Tacey of Tewksbury.

Ian Tacey.

Ian tragically lost his life this past summer at the age of 19 after a long battle with bipolar disorder, anxiety, and major depressive disorder. Ian was an upstanding member of the Tewksbury community who had a wide range of interests from basketball to music. Instruments he played included piano, guitar, didgeridoo, drums, American slide whistle, banjo, and bass guitar. Ian was self-taught on all instruments and excelled at each. He was also an outstanding student, graduating *magna cum laude* from Tewksbury Memorial High School and was placed on the Dean's list his first two semesters at UMass Amherst.

But perhaps most importantly, Ian was extremely kind with a great sense of humor that endeared him to so many, all while battling with his mental health. A big part of Ian's legacy was that he was a fierce advocate for mental health amongst his friends and in his community. Ian would often share resources and information on his social media and was always willing to help family and friends understand the symptoms of anxiety and depression. In a time when so many young people are struggling with mental illness, Ian took time to reach out and help others. Our thoughts go out to his parents, Laura Harrington and Jeffrey Puzzo, along with the rest of his family.

Communications.

Communications

From the Rural Policy Advisory Commission (see Section 66 of Chapter 23A of the General Laws) submitting the annual report for fiscal year 2021 [a copy of said communication was forwarded to the committee on Economic Development and Emerging Technologies, as required by said law];

Rural Policy
Advisory
Commission.

From the Department of Correction (see Section 16 of Chapter 123A of the General Laws) submitting the annual report for fiscal year 2020 describing the treatment offered to persons civilly committed as being sexually dangerous [copies of the communication were forwarded to the committees on Ways and Means and the Judiciary, as required by said law];

Sexually
dangerous
persons,—
treatment.

From the Massachusetts Tax Expenditure Commission (see Chapter 207 of the Acts of 2018) submitting the biennial report of tax expenditure review for March, 2021;

Tax expenditure
biennial
review.

From the Massachusetts College of Art and Design (see Section 634 of Chapter 26 of the Acts of 2003) submitting its performance report for fiscal year 2020;

College of Art
and Design.

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, as required by said law]; and

Insurance
fraud.

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 [a copy of said report was forwarded to the Speaker of the House, as required by said law];

Capital Resource
Company.

Severally were placed on file.

Petitions.

Petitions severally were presented and referred as follows:

By Representatives Giannino of Revere and Turco of Winthrop, a petition (subject to Joint Rule 12) of Jessica Ann Giannino and Jeffrey Rosario Turco (with the approval of the mayor and city council) that the commissioner of Capital Asset Management and Maintenance be authorized to transfer an easement in certain property and the fee in certain properties to the city of Revere all for municipal purposes.

Revere,—
land.

By Mr. Livingstone of Boston, a petition (subject to Joint Rule 12) of Jay D. Livingstone relative to authorizing local control of waste collection hours of operation.

Waste
collection.

By Mr. Mom of Lowell, a petition (subject to Joint Rule 12) of Rady Mom that the Commissioner of Capital Asset Management and Maintenance be authorized to convey certain land in the city of Lowell to the Lowell Housing Authority.

Lowell,—
land.

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

Reports of Committees.

By Mr. Galvin of Canton, for the committee on Rules, that Joint Rule 7B be suspended on the petition of Carmine Lawrence Gentile, James B. Eldridge and Michael J. Barrett (by vote of the town) relative to the membership of the Historic District Commission of the town of Sudbury. Under suspension of the rules, on motion of Mr. Wong of Saugus, the report was considered forthwith. Joint Rule 7B was suspended; and the petition (accompanied by bill) was referred to the committee on Municipalities and Regional Government. Sent to the Senate for concurrence.

Sudbury,—
Historic
District
Commission.

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 Smitty Pignatelli and Adam G. Hinds relative to authorizing the transfer of certain land in the towns of Lee and Lenox to Edith

Edith Wharton
Restoration, Inc.

Wharton Restoration, Inc. To the committee on Municipalities and Regional Government.

Petition (accompanied by bill) of Carmine Lawrence Gentile relative to food allergy awareness. To the committee on Public Health.

Food allergy awareness.

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

By Mr. Cutler of Pembroke, for the committee on Labor and Workforce Development, on a petition, a Bill relative to physician assistant non-competes (House, No. 2051). Referred, under Rule 1E, to the committee on Health Care Financing.

Physician assistant,— non-competes.

Orders of the Day.

House bill

Relative to the permanent intermittent police force for the city of Methuen (House, No. 2147);

Third reading bills.

Changing the board of selectmen of the town of Sharon to a select board (House, No. 3987); and

Amending the charter of the town of Hopkinton to change the name of the board of selectmen to select board (House, No. 4066);

Severally reported by the committee on Bills in the Third Reading to be correctly drawn, were read a third time; and they were passed to be engrossed. Severally sent to the Senate for concurrence.

Order.

On motion of Mr. Mariano of Quincy,—

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

Next sitting.

At eight 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 Wednesday at eleven o'clock A.M., in an Informal Session.

The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



WEDNESDAY, OCTOBER 20, 2021.

[104]

JOURNAL OF THE HOUSE.

Wednesday, October 20, 2021.

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.

Message from the Governor.

A message from His Excellency the Governor (under Section 8 of Article LXXXIX of the Amendments of the Constitution) recommending legislation relative to validating the results of the special town meeting held on September 14, 2021 and the special election held on September 21, 2021 in the town of Leicester (House, No. 4211), was filed in the office of the Clerk on Monday, October 18.

Leicester,—
special
elections.

The message was read; and it was referred, under Rule 30, with the accompanying draft of a bill, to the committee on Election Laws. Sent to the Senate for concurrence.

Interim Report.

An interim report of the joint special committee established (under House order No. 66 of 2021) to make an investigation and study of a new division of the Commonwealth into Congressional districts, forty Senatorial districts, eight Councillor districts and one hundred and sixty Representative districts (House, No. 4210), was referred to the committee on Rules.

Redistricting.

Subsequently Mr. Galvin of Canton, for said committee, reported on the foregoing special report, a Bill relative to establishing Representative districts in the General Court (printed in House, No. 4210). Read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Mr. Honan of Boston, for said committee, reported that the matter be scheduled for consideration by the House.

Under suspension of the rules, on motion of Ms. Peake of Provincetown, the bill was read a second time forthwith; and it was ordered to a third reading.

Communications.

Communications

From the Office of the Comptroller (see Section 6B(b) of Chapter 29 of the General Laws) submitting a fiscal year 2021 fourth quarter Federal Grants Report;

Federal
grants.

From the Executive Office of Labor and Workforce Development Workforce Training Fund Program (WTFP) (see Section 2RR of Chapter 29 of the General Laws) submitting its annual report for fiscal year 2021;

Workforce
Training Fund.

From the Massachusetts Rehabilitation Commission (see item 4120-0200 contained in Section 2 of Chapter 227 of the Acts of 2020) submitting an activities report of independent living centers for fiscal year 2020; and

Independent living centers.

From the Division of Insurance (see Section 32 of Chapter 219 of the Acts of 2018) submitting its 2020 report relative to companies that write homeowners, condominium and renters coverage regarding certain dog claim information;

Dog claim information.

Severally were placed on file.

Reports.

Annual Reports

Of the Department of Environmental Protection (under Section 3 of Chapter 21I of the General Laws) relative to the Toxics Use Reduction Act activities and accomplishments for the year 2019;

Toxics use reduction activities.

Of the Massachusetts Life Sciences Center (under Section 15 of Chapter 23I of the General Laws) submitting financial statements and reports required for audits performed in accordance with government auditing standards for the fiscal years ended on June 30, 2021 and 2020 [copies of said report were forwarded to the committee on Ways and Means and the committee on Economic Development and Emerging Technologies, as required by said law];

Life Sciences Center,— audits.

Of the Office of the Norfolk District Attorney (under Section 24W(e) of Chapter 90 of the General Laws) stating that said office had no expenditures from Trust Fund Account 0340-0717 in FY2021;

Norfolk D.A.— driving under fund.

Of the Massachusetts Legal Assistance Corporation (under Section 10 of Chapter 221A of the General Laws) submitting a report for fiscal year 2021;

Legal assistance.

Of the Secretary of Health and Human Services (under Chapter 309 of the Acts of 2020) on the activity, revenue and expenditures to and from the Opioid Recovery and Remediation Fund in fiscal year 2021; and

Opioid Recovery and Remediation Fund.

Of the Massachusetts Port Authority (under item 6720-1340 of Section 2C of Chapter 219 of the Acts of 2016) submitting for fiscal year 2021 a list of 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];

Port Authority,— Conley Terminal.

Reports

Of the special commission established (see Section 97 of Chapter 227 of the Acts of 2020) to study and make recommendations to establish a statewide licensing process for home care agencies in the Commonwealth; and

Home care agencies,— licensing.

Of the Executive Office of the Trial Court (see Section 2 of Chapter 257 of the Acts of 2020) submitting the monthly report the number of actions for summary process entered and filed with each court having jurisdiction over an action for summary process for the month of August, 2021;

Trial Court,— summary process.

Severally were placed on file.

Petitions.

Petitions severally were presented and referred as follows:

By Representative Garballey of Arlington and Senator Friedman, a joint petition (accompanied by bill, House, No. 4207) of Sean Garballey, Cindy F. Friedman and David M. Rogers (by vote of the town) relative to ranked choice voting in the town of Arlington. To the committee on Election Laws.

Arlington,— ranked choice voting.

By Ms. Uyterhoeven of Somerville, a petition (accompanied by bill, House, No. 4208) of Erika Uyterhoeven and others (with the approval of the mayor and city council) that the city of Somerville be authorized to establish a program to provide certain tenants and entities the right to purchase the residential property in which the tenants reside when that residential property is being offered for sale. To the committee on Housing.

Somerville,—
right to
purchase.

By the same member, a petition (accompanied by bill, House, No. 4209) of Erika Uyterhoeven and others (with the approval of the mayor and city council) relative to the definition of domestic partners as spouses and dependents for employees of the city of Somerville. To the committee on Public Service.

Somerville,—
domestic
partners.

Severally sent to the Senate for concurrence.

Petitions severally were presented and referred as follows:

By Mr. Madaro of Boston, a petition (subject to Joint Rule 12) of Adrian C. Madaro for legislation to establish a sick leave bank for Maria A. Conti, an employee of the Massachusetts Department of Transportation.

Maria A.
Conti,—
sick leave.

By Mr. Philips of Sharon, a petition (subject to Joint Rule 12) of Edward R. Philips and Steven J. D'Addieco for legislation to designate the Eastern Brook Trout as the official freshwater fish of the Commonwealth.

Official
freshwater
fish.

By the same member, a petition (subject to Joint Rule 12) of Edward R. Philips for legislation to establish an advisory commission (including members of the General Court) on science, technology, engineering, and mathematics.

STEM
advisory
panel.

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

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 Jessica Ann Giannino and Jeffrey Rosario Turco (with the approval of the mayor and city council) that the commissioner of Capital Asset Management and Maintenance be authorized to transfer an easement in certain property and the fee in certain properties to the city of Revere all for municipal purposes. To the committee on Environment, Natural Resources and Agriculture.

Revere,—
easement.

Petition (accompanied by bill) of Jay D. Livingstone relative to authorizing local control of waste collection hours of operation. To the committee on Public Health.

Waste
collection.

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

Engrossed Bills.

Engrossed bills

Authorizing the appointment of retired police officers as special police officers in the town of Arlington (see House, No. 3754);

Bills
enacted.

Authorizing the town of Whately to continue the employment of Gary Stone, a member of the fire department of the town (see House, No. 3854, amended); and

Authorizing the town of Whatley to continue the employment of William Smith, a member of the fire department of the town (see House, No. 3855, amended);
(Which severally originated in the House);
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.

House bills
Relative to the department of public works in the town of Westborough (House, No. 3918); and
Restoring an increase in the membership of the board of health in the city of Framingham (House, No. 4084);
Severally having been reported by the committee on Bills in the Third Reading to be correctly drawn, were read a third time; and they were passed to be engrossed. Severally sent to the Senate for concurrence.

Third reading bills.

Order.

On motion of Mr. Mariano of Quincy,—
Ordered, That when the House adjourns today, it adjourn to meet tomorrow at eleven o'clock A.M.

Next sitting.

At eleven minutes after eleven o'clock A.M., on motion of Ms. Gifford of Wareham (Mr. Donato of Medford being in the Chair), the House adjourned, to meet the following day at eleven o'clock A.M.

The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



THURSDAY, OCTOBER 21, 2021.

[105]*

JOURNAL OF THE HOUSE.

Thursday, October 21, 2021.

Met according to adjournment at eleven o'clock A.M., under emergency rules, 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 Tribute.

At the request of Mr. Philips of Sharon, the members and employees stood in a moment of silence in memory of Emma Dorothy Greenspan of Sharon, who passed away on October 16th at the age of seven. A vivacious, caring young lady, Emma had a love for being outdoors and exploring nature, along with a passion for reading. She will be dearly missed by her family, friends, and the community of Sharon.

Emma
Dorothy
Greenspan.

Message from the Governor.

Ms. Hogan of Stow being in the Chair,—

A message from His Excellency the Governor recommending legislation relative to transferring funds to the Unemployment Compensation Fund (House, No. 4212), was filed in the office of the Clerk on Wednesday, October 20.

Unemployment
Compensation
Fund.

The message was read; and it was referred, under Rule 30, with the accompanying draft of a bill, to the committee on Labor and Workforce Development. Sent to the Senate for concurrence.

Resolutions.

Mr. Donato of Medford being in the Chair,—

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

Resolutions (filed by Ms. Garlick of Needham) congratulating Ann MacFate on the occasion of her retirement as director of the Needham Public Library;

Ann
MacFate.

Resolutions (filed by Mr. Linsky of Natick) on the occasion of the dedication of the Kaufman Brothers Square in the town of Natick;

Natick,—
Kaufman Square.

Resolutions (filed by Mr. McMurtry of Dedham) congratulating Brendan Stamm on receiving the Eagle Award from the Boy Scouts of America; and

Brendan
Stamm.

Resolutions (filed by Ms. Tyler of Boston) recognizing October 2021 as “National Hispanic Awareness Month” in the Commonwealth;

National
Hispanic
Awareness
Month.

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. Philips of Sharon, the resolutions (reported by the

committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

Petition.

A joint petition (subject to Joint Rule 7B) of William C. Galvin and Walter F. Timilty relative to Revere and Son Heritage Trust Corporation (having been returned by the State Secretary with memorandum relative thereto) was referred, under Rule 24, to the committee on Rules.

Revere and Son
Heritage Trust
Corporation.

Paper from the Senate.

A Bill concerning genocide education (Senate, No. 2557) (on Senate bill No. 2525) [Representative Pease of Westfield, of the committee on Education, dissenting], passed to be engrossed by the Senate, was read; and it was referred, under Rule 33, to the committee on Ways and Means.

Genocide
education.

Recess.

At four minutes after eleven o'clock A.M., on motion of Mr. Wong of Saugus (Mr. Donato of Medford being in the Chair), the House recessed until one o'clock P.M.; and at twenty-five minutes before two o'clock the House was called to order with Ms. Hogan of Stow in the Chair.

Recess.

Quorum.

As required under the provision of Emergency Rule 2(4), a roll call was taken for the purpose of ascertaining the presence of a quorum; and on the roll call 159 members were recorded as being in attendance.

Quorum,—
yea and nay
No. 107.

[See [Yea and Nay No. 107](#) in Supplement.]

Therefore a quorum was present.

Orders of the Day.

The House Bill relative to establishing representative districts in the General Court (printed in House, No. 4210), reported by the committee on Bills in the Third Reading to be correctly drawn, was read a third time.

Representative
districts.

After debate on the question on passing the bill to be engrossed, Ms. Whipps of Athol moved to amend it in section 2, in lines 443 to 451, inclusive, by striking out the text contained in those lines and inserting in place thereof the following:

“Franklin

First Franklin. —Consisting of the towns of Ashfield, Buckland, Charlemont, Colrain, Conway, Deerfield, Hawley, Heath, Leverett, Leyden, Monroe, Rowe, Shelburne, Sunderland, and Whately, and the city of Greenfield, all in the county of Franklin.

Second Franklin. —Consisting of the towns of Bernardston, Erving, Gill, Montague, Northfield, Orange, Warwick, all in the county of Franklin; Athol, Petersham, Phillipston, Royalston, and Winchendon all in the county of Worcester.”

After remarks the amendment was rejected.

Mr. Michlewitz of Boston then moved to amend the bill in section 2, in lines 225 to 228, inclusive, by striking out the text contained in those lines and inserting in place thereof the following:

“*Second Essex.*—Consisting of the towns of Georgetown, Hamilton, Ipswich, Newbury, and Rowley, and Census Blocks 250092141001000, 250092141001001, 250092141001002, 250092141001003, 250092141001004, 250092141001005, 250092141001006, 250092141001007, 250092141001008, 250092141001009, 250092141001010, 250092141001011, 250092141001012, 250092141001013, 250092141001014, 250092141001015, 250092141001016, 250092141001017, 250092141001018, 250092141001019, 250092141001020, 250092141001021, 250092141001022, 250092141001023, 250092141001024, 250092141001025, 250092141001026, 250092141001027, 250092141001028, 250092141001029, 250092141001030, 250092141001031, 250092141001032, 250092141001033, 250092141001034, 250092141001035, 250092141001036, 250092141001037, 250092141002017, 250092141002018, 250092141002019, 250092141002020, 250092141002021, 250092141002025, 250092141002026, 250092141002027, 250092141002028, 250092141003000, 250092141003001, 250092141003002, 250092141003003, 250092141003004, 250092141003005, 250092141003006, 250092141003012, 250092141003013, 250092141003014, 250092141003015, 250092141003016, 250092141003017, 250092141003018, 250092141003019, 250092141003023, 250092141003024, 250092141003025, 250092141003026, 250092141003029, 250092141003030, 250092141004012, 250092141004013, 250092141004014, 250092141004015, and 250092141004016 all in VTD number 25009001873, of the town of Topsfield, all in the county of Essex.”;

In lines 274 to 276, inclusive, by striking out the text contained in those lines and inserting in place thereof the following:

“*Fifth Essex.*—Consisting of the towns of Essex, Rockport, and Manchester-by-the-Sea, and the city of Gloucester, all in the county of Essex.”;

In lines 355 to 377, inclusive, by striking out the text contained in those lines and inserting in place thereof the following:

“*Fourteenth Essex.*—Consisting of VTD numbers 25009000029 and 25009000034, of the town of Amesbury, VTD numbers 25009000439 and 25009000440, of the town of Boxford, the town of Groveland, and VTD numbers 25009001388, 25009001389, 25009001390, 25009001391, 25009001392 and 25009001393 of the town of North Andover, and the town of West Newbury, all in the county of Essex.”;

In lines 421 to 424, inclusive, by striking out text contained in those lines and inserting in place thereof the following:

“*Sixteenth Essex.*—Consisting of VTD numbers 25009000977, 25009000978, 25009000992, 25009000993, 25009000994, 25009000995, 25009000996, 25009000997, and 25009000998, of the city of Lawrence, and VTD numbers 25009001223 and 25009001227 of the town of Methuen, both in the county of Essex.”;

In lines 433 to 451, inclusive, by striking out the text contained in those lines and inserting in place thereof the following:

“*Eighteenth Essex.*—Consisting of VTD number 25009000045, Census Blocks 250092544012005, 250092544012006, 250092544012007, 250092544012008, 250092544012009, 250092544012010, 250092544012011, 250092544012012, 250092544012014, 250092544012015, 250092544024000, 250092544024001, 250092544024002, 250092544024003, 250092544024004, 250092544024005, 250092544024006, 250092544024007, 250092544024008, 250092544024009,

250092544024010, 250092544024011, 250092544024012, 250092544024013, 250092544024014, 250092544024015, 250092544024016, 250092544024017, 250092544024022, 250092544024023, 250092544024024, and 250092544024025, all in VTD number 25009000048, and VTD numbers 25009000049, 25009000050, 25009000051, 25009000052, and 25009000053, of the town of Andover, VTD number 25009000438, of the town of Boxford, VTD numbers 25009001394 and 25009001395, of the town of North Andover, all in the county of Essex; and VTD numbers 25017001867 and 25017001868 of the town Tewksbury, in the county of Middlesex.

Franklin

First Franklin. — Consisting of the towns of Ashfield, Bernardston, Buckland, Charlemont, Colrain, Conway, Deerfield, VTD numbers 25011000854, 25011000855, 25011000856, and 25011000857, of the city of Greenfield, the towns of Hawley, Heath, Leverett, Leyden, Monroe, Montague, Rowe, Shelburne, Sunderland, and Whately all in the county of Franklin.

Second Franklin. — Consisting of the towns of Erving and Gill, VTD numbers 25011000850, 25011000851, 25011000852, 25011000853, and 25011000858 of the city of Greenfield, the towns of Northfield, Orange and Warwick, all in the county of Franklin; the towns of Athol, Phillipston and Royalston, and VTD number 25027002059 of the town of Winchendon all in the county of Worcester.”;

In lines 1062 to 1064, inclusive, by striking out the text contained in those lines and inserting in place thereof the following:

“First Plymouth. — Consisting of VTD number 25023001514, Census Blocks 250235301001023, 250235304001000, 250235304001001, 250235304001002, 250235304001003, 250235304001004, 250235304001005, 250235304001006, 250235304001007, 250235304001008, 250235304001009, 250235304001010, 250235304001011, 250235304001012, 250235304001013, 250235304001014, 250235304001015, 250235304001016, 250235304001017, 250235304001018, 250235304001019, 250235304001020, 250235304001021, 250235304001022, 250235304001023, 250235304001024, 250235304001025, 250235304001026, 250235304001027, 250235304001028, 250235304001029, 250235304001030, 250235304001031, 250235304001032, 250235304001033, 250235304001034, 250235304001035, 250235304002000, 250235304002001, 250235304002002, 250235304002003, 250235304002004, 250235304002005, 250235304002006, 250235304002007, 250235304002008, 250235304002009, 250235304002010, 250235304002011, 250235304002012, 250235304003011, 250235304003012, 250235304003017, 250235304003018, 250235304003019, and 250235304003020, all in VTD number 25023001515, VTD numbers 25023001516, 25023001518, and 25023001519, Census Blocks 250235305003003, 250235305003004, 250235305003005, 250235305004011, 250235305005001, 250235305005003, 250235305005004, 250235305005005, 250235305005006, 250235305005007, 250235305005008, 250235305005009, 250235305005010, 250235305005011, 250235305005012, 250235305005013, 250235305005014, 250235305005015, 250235305005016, 250235305005017, 250235305005018, 250235305005019, 250235305005020, 250235305005021, 250235305005022, 250235305005023, 250235305005024, 250235305005025, 250235305005026, 250235305005027, 250235305005028, 250235305005029, 250235307003006, 250235307003007, 250235307003010, 250235307003011, 250235307003012, 250235307003013, 250235307003040, and 250235307003041, all in VTD number 25023001522, and VTD numbers 25023001523, 25023001524, 25023001525, 25023001526, and 25023001527, of the town of Plymouth, in the county of Plymouth.”;

In lines 1111 to 1254, inclusive, by striking out the text contained in those lines and inserting in place thereof the following:

Second Suffolk. — Consisting of Census Blocks 250173521011000, 250173521011001, 250173521011002, 250173521011003, 250173521011004, 250173521011005, 250173521011006, 250173521011007, 250173521012000, 250173521012001, 250173521012002, 250173521012003, 250173521012004, 250173521012005, 250173521013000, 250173521013001, 250173521013002, 250173521013016, 250173521013017, 250173521013018, 250173521021000, 250173521021001, 250173521021004, 250173521021005, 250173521021007, 250173521021008, 250173521021009, 250173521021010, 250173521021019, 250173523002000, 250173523002001, 250173523002002, and 250173523002013, all in VTD number 25017000518, Census Blocks 250173523002010, 250173523003002, and 250173523003003, all in VTD number 25017000519, Census Block 250173531021003, all in VTD number 25017000527, VTD number 25017000529, of the city of Cambridge, Census Blocks 250173424021001, 250173424021003, 250173424021004, 250173424021005, 250173424021006, 250173424021007, 250173424021008, 250173424021014, 250173424021015, 250173424021016, 250173424021017, 250173424021018, 250173424023000, 250173424023001, 250173424023002, 250173424023003, 250173424023004, 250173424023005, 250173424023006, 250173424023007, 250173424023008, 250173424023009, 250173424023010, 250173424023011, 250173424023012, 250173424023013, 250173424023016, 250173424023017, 250173424023018, 250173424023019, 250173424023020, 250173424023021, 250173424024000, 250173424024001, 250173424024002, 250173424024003, 250173424024004, 250173424024005, 250173425012015, 250173425012016, 250173425012019, 250173425012020, and 250173426002004, all in VTD number 25017000712, of the city of Everett, both in the county of Middlesex; VTD numbers 25025000201, 25025000202, 25025000203, 25025000204, 25025000205, 25025000206, and 25025000207, Census Block 250259818001010, in VTD number 25025000410, Census Blocks 250250102061000, 250250102061001, 250250102061002, 250250102061003, 250250102062004, and 250250102062005 all in VTD number 25025000502, Census Blocks 250250101042000, 250250101042001, 250250101042003, 250250101043000, 250250101043001, 250259815011013, 250259815011042, 250259815011049, all in VTD number 25025000509, Census Blocks 250250101031000, 250250101031002, 250250101031003, 250250101032000, 250250101032001, 250250101032002, 250250101032003, 250250101032004, 250250101032005, 250250101033000, 250250101033007, 250250101033008, 250250101033011, 250250101041006, 250250101041007, 250250101041008, 250250101041009, 250250101041013, 250250101041016, 250250101042004, 250250101042005, 250250101042006, 250250101042007, 250250101042008, 250250101042009, 250250101042010, 250250101042011, 250250101043002, 250250101043003, 250250101043004, 250250101043005, 250250101043006, 250250101043007, 250250101043008, 250250101043009, 250250101043010, 250250101043011, 250250101043012, 250250101043013, 250250101043014, 250250101043015, 250250101043016, 250250102062001, 250259815011014, 250259815011041, and 250259815011050, all in VTD number 25025000510, VTD number 25025002101, Census Blocks 250250102054000, 250250102054001, 250250102054002, and 250250102054003, all in VTD number 2502500502A, of the city of Boston, in the county of Suffolk.

Third Suffolk. — Consisting of VTD numbers 25025000301, 25025000302, 25025000303, 25025000304, Census Blocks 250250203011000, 250250203011003,

250250203011004, 250250203051000, 250250203051001, 250250203051002,
250250203051003, 250250203051004, 250250203051005, 250250203051006,
250250203051007, 250250203051008, 250250203051009, 250250203051010,
250250203051011, 250250203051012, 250250203051013, and 250250203051014,
all in VTD number 25025000305, Census Blocks 250250203041008,
250250203042000, 250250203042001, 250250203042002, 250250203042003,
250250203042004, 250250203042005, 250250203042006, 250250203042007,
250250203042008, 250250203042009, 250250303011000, 250250303011001,
250250303011002, 250250303011003, 250250303011004, 250250303021004,
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250250701042036, 250250701042041, 250250701042042, 250250701042043,
250250701042044, 250250701042045, 250250701042046, 250250701042047,
250250701043000, 250250701043001, 250250701043002, 250250701043004,
250250701043005, and 250250701043006, all in VTD number 25025000306, VTD
number 25025000308, Census Blocks 250250703011005, 250250703011006,
250250703011007, 250250703011008, 250250706001000, 250250706001001,
250250706001002, 250250706001003, 250250706001004, 250250706001005,
250250706001006, and 250250706001007, all in VTD number 25025000401, VTD
number 25025000501, of the city of Boston, in the county of Suffolk.

Fourth Suffolk — Consisting of VTD number 25025000115, Census Blocks
250250606011000, 250250606011001, 250250606011003, 250250606011004,
250250606011005, 250250606011006, 250250606021000, 250250606021001,
250250606021002, 250250606021003, 250250606021004, 250250606021005,
250250606021006, 250250606031000, 250250606031001, 250250606031002,
250250606031003, 250250606031004, 250250606031005, 250250606031006,
250250606031007, 250250606031008, 250250606031009, 250250606031010,

250250606031011, 250250606031012, 250250606031013, 250250606031014,
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 250250612041004, 250250612041005, 250250612041006, 250250612041007,
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 250250612041012, 250250612041013, 250250612041014, 250250612041015,
 250250612041016, 250250612041017, 250250612041018, 250250612041019,
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 250259812022002, 250259812022003, 250259812022004, 250259812022005,
 250259812022006, 250259812022007, 250259812022008, 250259812022009,
 250259812022010, 250259812022011, 250259812022012, 250259812022013,
 250259901010033, and 250259901010034, all in VTD number 25025000601, VTD
 numbers 25025000602, 25025000603, 25025000604, 25025000605, 25025000606,
 25025000607, 25025000608, 25025000609, 25025000701, 25025000702,
 25025000703, 25025000704, 25025000705, 25025000706, and 25025000707, of the
 city of Boston, in the county of Suffolk.

Fifth Suffolk. — Consisting of VTD numbers 25025000710, 25025000805,
 Census Blocks 250250906002000, 250250906002002, 250250906002003,
 250250906002004, 250250906002007, 250250906002009, 250250906002010,
 250250906002011, 250250906002012, and 250250906002013, all in VTD number
 25025000806, VTD numbers 25025001206, 25025001207, 25025001209,
 25025001301, 25025001302, 25025001304, 25025001305, 25025001401,
 25025001403, 25025001404, 25025001501, 25025001502, and 25025001503,
 Census Blocks 250250910011005, 250250910011006, 250250910011007,
 250250910011008, 250250915002004, 250250915002005, 250250915002007,
 250250915002008, 250250915002009, 250250915003000, 250250915003001,
 250250915003002, 250250915003003, 250250915003004, 250250915003005,

250250915003006, 250250916002000, 250250916002001, 250250916002002, and 250250916002003, all in VTD number 25025001504, VTD numbers 25025001505, 25025001507, and 25025001509, of the city of Boston, in the county of Suffolk.”;

In lines 1260 to 1362, inclusive, by striking out the text contained in those lines and inserting in place thereof the following:

“*Seventh Suffolk.* — Consisting of Census Blocks 250250103001000, 250250103001001, 250250104041005, 250250104051007, 250250104051008, 250250104051009, 250250104051011, 250250104052013, 250250808011000, 250250808011001, 250250808011002, 250250808011003, 250250808011004, 250250808011005, 250250808011007, 250250808011011, 250250808011012, all in VTD number 25025000409, Census Blocks 250250103001002, 250250103001003, 250250103001004, 250250103001005, 250250103001006, 250250103002000, 250250103002001, 250250103002002, 250250103002003, 250250103002004, 250250103002005, 250250103002006, 250250103002007, 250250103002008, 250250103002009, 250250103002010, 250250103002011, 250250103002012, 250250103002013, 250250103002014, 250250808011006, 250250808011008, 250250808011009, 250250810015000, 250250810015001, 250250810015002, 250250810015003, 250250810015004, 250250810015005, 250250810015006, 250250810015007, 250250810015008, 250250810015009, 250250810015011, 250250810015012, 250259818001012, 250259818001015, 250259818001016, 250259818001017, and 250259818001018, all in VTD number 25025000410, Census Blocks 250250804012000, 250250804012001, 250250804012002, 250250804012003, 250250804012004, 250250804012005, 250250804012006, 250250804012007, 250250804012008, 250250804012009, 250250804012010, 250250804012011, 250250806011000, 250250806011001, 250250806011002, 250250806011003, 250250806011004, 250250806011005, 250250806011006, 250250806011007, 250250806011008, 250250806011009, 250250806011010, 250250806011011, 250250806011012, 250250806011013, 250250806011014, 250250806011015, 250250806011016, 250250806011017, 250250806011018, 250250806011019, 250250806011020, 250250806011021, 250250806011022, 250250806011023, 250250806012000, 250250808011013, 250250808011014, 250250808011015, 250250808011016, 250250808012008, and 250250808012009, all in VTD number 25025000904, VTD numbers 25025000905, 25025001001, 25025001002, 25025001003, 25025001101, 25025001102, 25025001103, 25025001201, 25025001202, 25025001203, 25025001204, 25025001205, and 25025001208, of the city of Boston, in the county of Suffolk.

“*Eighth Suffolk.* — Consisting of 250250203011001, 250250203011002, 250250203011005, 250250203011006, 250250203011007, 250250203011008, 250250203011009, 250250203011010, 250250203011011, 250250203011012, 250250203011013, 250250203011014, 250250203011015, 250250203011016, 250250203011017, 250250203052000, 250250203052001, 250250203052002, 250259815011000, 250259815011001, 250259815011005, and 250259815011006, all in VTD number 25025000305, Census Blocks 250250202001000, 250250202001001, 250250203021000, 250250203021001, 250250203021002, and 250250203021003, all in VTD 25025000306, Census Blocks 250250106001003, 250250106001004, 250250106002000, 250250106002001, 250250106002002, 250250106002003, 250250106002004, 250250106002005, and 250250106002006, all in VTD number 25025000402, Census Blocks 250250104031000, 250250104033002, 250250105001006, 250250105001008, and 250250105002000, all in VTD number 25025000405, VTD numbers 25025000406, 25025000407, and 25025000408, Census Blocks 250250104052005, 250250104052009,

250250104052010, 250250104052011, 250250104052012, and 250259818001009, all in VTD number 25025000409, Census Blocks 250250104081000, 250250104081001, 250250104081002, 250250104081003, 250250104081004, 250259818001001, 250259818001004, 250259818001005, 250259818001006, 250259818001007, and 250259818001008, all in VTD number 25025000502, VTD numbers 25025000503, 25025000504, 25025000505, 25025000506, 25025000507, and 25025000508, Census Blocks 250250101041000, 250250101041001, 250250101041002, 250250101041003, 250250101042002, 250250107013000, 250250107013001, 250250107013002, 250250107013003, 250250107013004, 250250107013005, 250250107013006, 250250107013007, 250250107013008, 250250107013009, 250250107013010, 250250107013011, 250250107013012, 250250108021001, 250250108021002, 250250108021005, 250250108021006, 250250108021007, 250250108022000, 250250108022001, 250250108022002, 250250108022003, 250250108022004, 250250108022005, 250259815011012, 250259815011043, and 250259815011048, all in VTD number 25025000509, Census Blocks 250250101041004, 250250101041005, 250250101041010, 250250101041011, 250250101041012, 250250101041014, 250250101041015, 250250102062000, 250250102062002, and 250250102062003, all in VTD number 25025000510, VTD number 25025000511, Census Blocks 250250102051000, 250250102051001, 250250102051002, 250250102051003, and 250250102051004, all in VTD number 2502500502A, of the city of Boston, in the county of Suffolk.

Ninth Suffolk. — Consisting of VTD number 25025000307, Census Blocks 250250706002007, 250250707002000, 250250707002001, 250250707002002, and 250250707002012, all in VTD number 25025000401, Census Blocks 250250106001000, 250250106001001, 250250106001002, 250250106001005, 250250106001006, 250250106003000, 250250106003001, 250250106003002, 250250106003003, 250250106003004, 250250106003005, 250250106003006, 250250106003007, 250250106003008, 250250106003009, 250250107021011, 250250107021012, 250250707001000, 250250707001001, 250250707001002, 250250707001003, 250250707001004, 250250707001005, 250250707001006, 250250707001007, 250250707001008, 250250707001009, 250250707001010, and 250250707002007, all in VTD number 25025000402, VTD numbers 25025000403 and 25025000404, Census Blocks 250250105002001, 250250105002002, 250250105002003, 250250105002004, 250250105003000, 250250105003001, 250250105003002, 250250105003003, 250250105003004, 250250105003005, and 250250106001007, all in VTD number 25025000405, Census Blocks 250250612021012, 250250612021013, and 250250612021025, all in VTD number 25025000601, VTD numbers 25025000708, 25025000709, 25025000801, 25025000802, 25025000803, and 25025000804, Census Blocks 250250801001006, 250250801001007, 250250801001008, 250250801001020, 250250801001021, 250250801001022, 250250801001023, 250250801001024, 250250801001025, 250250801001029, 250250801001030, 250250801001031, 250250801001035, 250250801001036, 250250801001037, 250250801001038, 250250801001039, 250250801001042, 250250801001043, 250250801001045, 250250801001054, and 250250801001055, all in VTD number 25025000806, VTD numbers 25025000807, 25025000901, 25025000902, and 25025000903, Census Blocks 250250805001001, 250250805001004, 250250805001005, 250250805001006, and 250250805001010, all in VTD number 25025000904, of the city of Boston, in the county of Suffolk.

Tenth Suffolk. — Consisting of VTD number 25021000501, of the town of Brookline, in the county of Norfolk; VTD number 25025001902, Census Blocks 250251201053000, 250251201053001, 250251201053002, 250251201053003,

250251204005000, 250251204005001, 250251204005002, 250251204005003, 250251204005004, 250251204005005, 250251204005006, 250251204005007, 250251204005008, 250259818001022, 250259818001023, 250259818001026, 250259818001027, and 250259818001028, all in VTD number 25025001903, VTD number 25025001908, Census Blocks 250251201031004, and 250251201031005, all in VTD number 25025001909, VTD numbers 25025002001, 25025002002, 25025002004, 25025002005, 25025002006, 25025002007, 25025002008, 25025002009, 25025002010, 25025002011, 25025002012, 25025002013, 25025002014, 25025002015, 25025002016, 25025002017, 25025002018, 25025002019, and 25025002020, of the city of Boston, in the county of Suffolk.”; and

In lines 1365 to 1386, inclusive, by striking out the text contained in those lines and inserting in place thereof the following:

“Twelfth Suffolk.— Consisting of VTD numbers 25021001255 and 25021001257, Census Blocks 250214162002000, 250214162002001, 250214162002002, 250214163002000, 250214163002001, 250214163002002, 250214163002003, 250214163002005, 250214163002006, and 250214163002007, all in VTD number 25021001259, of the town of Milton, in the county of Norfolk; Census Blocks 250251007005003, 250251007005004, 250251007005005, 250251007005006, 250251008004000, 250251008004001, 250251008004002, 250251008004003, 250251008004004, 250251008005000, 250251008005001, 250251008005002, and 250251008005003, all in VTD number 25025001611, VTD numbers 25025001704, 25025001708, 25025001709, 25025001710, 25025001711, 25025001712, 25025001713, 25025001714, 25025001801, 25025001802, 25025001803, 25025001804, 25025001805, 25025001806, and 25025001821, of the city of Boston, in the county of Suffolk.

Thirteenth Suffolk.— Consisting of VTD 25025001303, 25025001306, 25025001307, 25025001308, 25025001309 and 25025001310, and Census Blocks 250250910011000, 250250910011001, 250250910011002, 250250910011003, and 250250910011004, all in VTD number 25025001504, VTD numbers 25025001506, 25025001508, 25025001601, 25025001602, 25025001603, 25025001604, 25025001605, 25025001606, 25025001607, 25025001608, 25025001609, and 25025001610, Census Blocks 250251008003005, 250251008003006, 250251008003007, 250251008003008, 250251008003009, 250251008006003, 250251008006004, 250251008006005, 250251008006006, 250251008006007, 250251008006010, 250251008006011, and 250251008006012, all in VTD number 2502500161, and VTD numbers 25025001506, 25025001508, 25025001601, 25025001602, 25025001603, 25025001604, 25025001605, 25025001606, 25025001607, 25025001608, 25025001609, and VTD number 25025001612 of the city of Boston, in the county of Suffolk.”.

The amendments were adopted.

On the question on passing the bill, as amended, to be engrossed, the sense of the House was taken by yeas and nays, at the request of Mr. Moran of Boston; and on the roll call 158 members voted in the affirmative and 1 in the negative.

[See [Yea and Nay No. 108](#) in Supplement.]

Therefore the bill (printed in House, No. 4217, published as amended) was passed to be engrossed. Sent to the Senate for concurrence.

Bill passed to
be engrossed,—
yea and nay
No. 108.

Order.

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

Next
sitting.

Accordingly, without further consideration of the remaining matters in the
Orders of the Day, at twenty-two minutes before three o'clock P.M., on motion of
Mr. Jones of North Reading (Ms. Hogan of Stow being in the Chair), the House
adjourned, to meet the following Monday at eleven o'clock A.M., in an Informal
Session.

The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



MONDAY, OCTOBER 25, 2021.

[106]

JOURNAL OF THE HOUSE.

Monday, October 25, 2021.

Met according to adjournment at eleven o'clock A.M., in an Informal Session, with Mr. Garballey of Arlington 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. Garballey), the members and employees joined with him in reciting the pledge of allegiance to the flag.

Pledge of
allegiance.

Petition.

Mr. Puppolo of Springfield presented a petition (accompanied by bill, House, No. 4223) of Angelo J. Puppolo, Jr. (with the approval of the mayor and the city council) for legislation to further regulate the filling of vacancies in the offices of the city council in the city of Springfield; and the same was referred to the committee on Municipalities and Regional Government. Sent to the Senate for concurrence.

Springfield,—
vacancies.

Papers from the Senate.

A Bill relative to military spouse-licensure portability, education and enrollment of dependents (Senate, No. 2559) (on Senate bill No. 2558), passed to be engrossed by the Senate, was read; and it was referred, under Rule 33, to the committee on Ways and Means.

Military
families.

A Bill amending the charter of the town of North Andover (Senate, No. 2561) (on Senate bill No. 2497) [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.

North
Andover,—
charter.

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 Edward R. Philips for legislation to establish an advisory commission (including members of the General Court) on science, technology, engineering, and mathematics. To the committee on Economic Development and Emerging Technologies.

STEM
advisory
panel.

Petition (accompanied by bill) of Edward R. Philips and Michelle L. Ciccolo that the Department of Elementary and Secondary Education be authorized to offer two hours of evidence based in-service suicide awareness and prevention training once every other year to certain employees. To the committee on Education.

Suicide
prevention.

Petition (subject to Joint Rule 12) of Edward R. Philips and Steven J. D'Addieco for legislation to designate the Eastern Brook Trout as the official freshwater fish of

Official
freshwater
fish.

the Commonwealth. To the committee on State Administration and Regulatory Oversight.

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

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

The Senate Bill authorizing the town of Middleborough to lease a certain parcel of land to the town of Plympton (Senate, No. 1353) [Local Approval Received]; and House bills

Granting equal access to original birth certificates to all persons born in Massachusetts (House, No. 2294);

Relative to kayak safety (House, No. 2528);

Amending the charter of the city of Newburyport (House, No. 3925) [Local Approval Received]; and

Authorizing the city of Cambridge to provide police, fire, emergency and other municipal services to certain properties in the city of Somerville and the city of Boston (House, No. 3945) [Local Approval Received];

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

By Mr. Stanley of Waltham, for the committee on Elder Affairs, on Senate, No. 398 and House, No. 740, a Bill relative to intensive case management for clinically complex older adults (House, No. 740).

By the same member, for the same committee, Senate, No. 417 and House, No. 746, a Bill relative to disclosing continuing care retirement community entrance fees (House, No. 746).

Severally referred, under Joint Rule 1E, to the committee on Health Care Financing.

By Ms. Ehrlich of Marblehead, for the committee on Municipalities and Regional Government, on a joint petition, a Bill authorizing the conveyance of certain state property to the town of Salisbury (House, No. 4098) [Local Approval Received].

By the same member, for the same committee, on a joint petition, a Bill authorizing Nantucket to issue pension obligation bonds or notes (House, No. 4105) [Local Approval Received].

By the same member, for the same committee, on a petition, a Bill authorizing the town of Pepperell to convey a certain parcel of land to the Commonwealth (House, No. 4188) [Local Approval Received].

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

By Ms. Ehrlich of Marblehead, for the committee on Municipalities and Regional Government, on a joint petition, a Bill authorizing the town of Orleans to rescind chapter 381 of the acts of 2008 and to adopt a sewer assessment bylaw (House, No. 2196) [Local Approval Received].

By the same member, for the same committee, on a petition, a Bill creating select board/town manager form of government in the town of Wayland (House, No. 4087) [Local Approval Received].

Middleborough,—
land.

Birth
certificates.

Kayak safety.

Newburyport,—
charter.

Cambridge,—
municipal
services.

Clinically
complex older
adults.

Retirement
community
entrance fees.

Salisbury,—
land.

Nantucket,—
pensions.

Pepperell,—
land.

Orleans,—
sewer
assessment.

Wayland,—
select board
and manager.

By the same member, for the same committee, on a joint petition, a Bill authorizing the town of Sudbury to establish a fee for checkout bags (House, No. 4091) [Local Approval Received].

Sudbury,—
bag fee.

By the same member, for the same committee, on a petition, a Bill establishing the appointed office of town clerk in the town of Dunstable (House, No. 4101) [Local Approval Received].

Dunstable,—
town
clerk.

By the same member, for the same committee, on a joint petition, a Bill authorizing Nantucket land transfers (House, No. 4104) [Local Approval Received].

Nantucket,—
land.

By the same member, for the same committee, on a petition, a Bill authorizing the town of Lincoln to establish a fee for checkout bags (House, No. 4106, changed in section 3, in line 25, by striking out the following: “VI” and inserting in place thereof the following: “XVI”) [Local Approval Received].

Lincoln,—
bag fee.

By the same member, for the same committee, on a joint petition, a Bill relative to the Nantucket Audit Committee (House, No. 4123) [Local Approval Received].

Nantucket,—
audits.

By the same member, for the same committee, on a petition, a Bill relative to the Provincetown public pier corporation (House, No. 4190) [Local Approval Received].

Provincetown,—
public pier.

By the same member, for the same committee, on a petition, a Bill authorizing the town of Eastham, acting by and through its board of selectmen, to convey a conservation restriction on a certain parcel of land to the Eastham conservation foundation, inc. [sic] (House, No. 4192) [Local Approval Received].

Eastham,—
land.

By Mr. Straus of Mattapoisett, for the committee on Transportation, on a petition, a Bill re-designating a certain bridge in the city of Lawrence (House, No. 3949) [Local Approval Received].

Lawrence,—
Torrisi
bridge.

By the same member, for the same committee, on a petition, a Bill designating a certain bridge in the town of Orleans as the Norman Wood Finch memorial bridge (House, No. 3969).

Orleans,—
Finch
bridge.

By the same member, for the same committee, on a petition, a Bill designating a certain bridge in the city of Haverhill as the Ted and Mary Murphy bridge (House, No. 4099).

Haverhill,—
Ted and Mary
Murphy bridge.

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

Engrossed Bills.

Engrossed bills

Authorizing the town of Sandisfield to continue the employment of employees subject to mandatory retirement (see House, No. 3856); and

Bills
enacted.

Increasing the membership of the board of selectmen of the town of Fairhaven (see House, No. 3948);

(Which severally originated in the House);

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

Orders of the Day.

House bills

Authorizing the disbursement of funds held by the town of Westford (House, No. 3724);

Third
reading
bills.

Authorizing the town of Danvers to convey and acquire certain property (House, No. 3751, changed); and

Providing for alcoholic beverage licenses in the town of Dunstable (House, No. 3812);

Severally reported by the committee on Bills in the Third Reading to be correctly drawn, were read a third time; and they were passed to be engrossed. Severally sent to the Senate for concurrence.

The House Bill relative to the West Tisbury select Board (House, No. 3860) reported by the committee on Bills in the Third Reading to be correctly drawn, was read a third time.

West Tisbury,—
select board.

Pending the question on passing the bill to be engrossed, Ms. Garlick of Needham moved to amend it by substitution of a bill with the same title (House, No. 4222), which was read.

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

Recess.

At ten minutes after eleven o'clock A.M., on motion of Mrs. Kane of Shrewsbury (Mr. Garballey of Arlington being in the Chair), the House recessed until five minutes before twelve o'clock noon; and at three minutes past twelve o'clock noon the House was called to order with Mr. Garballey in the Chair.

Recess.

*Joint Session of the Two Houses to Consider Specific
Amendments to the Constitution.*

At three minutes past one o'clock P.M., the two branches met in

Joint session.

JOINT SESSION

And was called to order by the Honorable Cindy F. Friedman, having been appointed by the President, to perform the duties of the Chair.

Without action on the matters duly and constitutionally assigned for consideration, on motion of Mr. Garballey of Arlington, at six minutes after one o'clock P.M., the joint session was recessed until twelve o'clock noon, on Monday, April 11, 2022; and the Senate withdrew from the House Chamber under the escort of the Sergeant-at-Arms.

Recess.

At eight minutes after twelve o'clock P.M., on motion of Mrs. Kane of Shrewsbury (Mr. Garballey of Arlington being in the Chair), the House recessed subject to the call of the Chair; and at five minutes before two o'clock the House was called to order with Mr. Garballey in the Chair.

Recess.

Reports of Committees.

Mr. Galvin of Canton, for the committee on Rules, reported (under the provisions of House Rules 7B and 7C) an Order relative to special procedures for consideration of the House Bill relative to immediate COVID-19 recovery needs (House, No. 4219) [for order, see House, No. 4218]. The order was adopted.

Covid-19 recovery,—special procedures.

Mr. Michlewitz of Boston, for the committee on Ways and Means, on House, No. 3922, reported, in part, a Bill relative to immediate COVID-19 recovery needs (House, No. 4219) [Total appropriation: \$3,649,913,000.00]. Read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

COVID-19 recovery needs.

Mr. Honan of Boston, for said committee 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.

Order.

On motion of Mr. Mariano of Quincy,—

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

Next sitting.

At one minute before two o'clock P.M., on motion of Mrs. Kane of Shrewsbury (Mr. Garballey of Arlington being in the Chair), the House adjourned, to meet the following Thursday at eleven o'clock A.M.

The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



THURSDAY, OCTOBER 28, 2021.

[107]*

JOURNAL OF THE HOUSE.

Thursday, October 28, 2021.

Met according to adjournment at eleven o'clock A.M., under emergency rules, 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.

Resolutions.

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

Resolutions (filed by Mr. Galvin of Canton) commending Carl Sawtelle for his contributions to the field of social work in the Commonwealth; and

Carl
Sawtelle.

Resolutions (filed by Mr. McMurtry of Dedham) recognizing Nancy Hyde for dedicated service to the town of Westwood;

Nancy
Hyde.

Mr. Galvin, 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.

Petitions.

Petitions severally were presented and referred as follows:

By Representative Tucker of Salem and Senator Lovely, a joint petition (accompanied by bill, House, No. 4228) of Paul F. Tucker and Joan B. Lovely (with the approval of the mayor and city council) that the city of Salem be authorized to grant an additional license for the sale of all alcoholic beverages to be drunk on the premises in said town. To the committee on Consumer Protection and Professional Licensure.

Salem,—
liquor
license.

By Ms. Elugardo of Boston, a petition (accompanied by bill, House, No. 4229) of Nika C. Elugardo (with the approval of the mayor and city council) that the city of Boston be authorized to regulate the rent for the use or occupancy of certain governmentally-involved or formerly governmentally-involved housing in said city. To the committee on Housing.

Boston,—
rent
regulation.

By Ms. Duffy of Holyoke, a petition (accompanied by bill, House, No. 4230) of Patricia A. Duffy (with the approval of the mayor and city council) that the city of Holyoke be authorized to make certain changes to the charter of said city. To the committee on Municipalities and Regional Government.

Holyoke,—
charter.

Severally sent to the Senate for concurrence.

Petitions severally were presented and referred as follows:

By Representative Berthiaume of Spencer and Senator Gobi, a joint petition (subject to Joint Rule 12) of Donald R. Berthiaume, Jr., and Anne M. Gobi (by vote of the town) relative to the disposition of certain land in the town of West Brookfield.

West Brookfield,—land.

By Mr. Dooley of Norfolk, a petition (subject to Joint Rule 12) of Shawn Dooley for legislation to further regulate the tracking of motor vehicles.

Motor vehicles.

By the same member, a petition (subject to Joint Rule 12) of Shawn Dooley and others for legislation to establish a transferable pediatric cancer research tax credit.

Pediatric cancer.

By Mr. Markey of Dartmouth, a petition (subject to Joint Rule 12) of Christopher M. Markey for legislation to establish a sick leave bank for Jennifer Almond, an employee of the Department of Correction.

Jennifer Almond,—sick leave.

By Representative Pignatelli of Lenox and Senator Hinds, a joint petition (subject to Joint Rule 12) of Smitty Pignatelli and Adam G. Hinds that the State Retirement Board be authorized to retire Chad Shimmon, a uniformed member of the town of Great Barrington Police Department.

Chad Shimmon,—retirement.

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

Papers from the Senate.

A Bill establishing senatorial districts (Senate, No. 2563) (on Senate bill No. 2560), passed to be engrossed by the Senate, was read.

Senate districts.

Under suspension of the rules, on motion of Mrs. Kane of Shrewsbury, the bill was read a second time forthwith; and it was ordered to a third reading.

Subsequently, the noon recess having terminated, under suspension of the rules, on Mr. Moran of Boston, 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, in concurrence.

A petition (accompanied by bill, Senate, No. 2562) of Marc R. Pacheco and Susan Williams Gifford (by vote of the town) for legislation to amend the charter of the town of Wareham was referred, in concurrence, to the committee on Municipalities and Regional Government.

Wareham,—charter.

Emergency Measure.

The engrossed Bill relative to establishing representative districts in the General Court (see House, No. 4217), 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.

Representative districts.

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 3 to 0. Sent to the Senate for concurrence.

Subsequently, the Senate having concurred in adoption of the emergency preamble, there being no objection, 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.

Orders of the Day.

The House Bill to amend the Blackstone home rule charter by eliminating the town administrator residency requirement (House, No. 3998) (its title having been changed by the committee on Bills in the Third Reading), reported by said committee

Third reading bill.

to be correctly drawn, was read a third time; and it was passed to be engrossed. Sent to the Senate for concurrence.

Recess.

At two minutes before twelve o'clock noon., on motion of Mrs. Kane of Shrewsbury (Mr. Donato of Medford being in the Chair), the House recessed until one o'clock P.M.; and at fourteen minutes after one o'clock the House was called to order with Mr. Donato in the Chair.

Recesses.

Emergency Measure.

The engrossed Bill establishing senatorial districts (see Senate, No. 2563), 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.

Senate districts.

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 11 to 0. Sent to the Senate for concurrence.

Subsequently, the Senate having concurred in adoption of the emergency preamble, there being no objection, the bill (which originated in the Senate) was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

Bill enacted.

Recess.

At twenty-two minutes after twelve o'clock P.M., on motion of Mr. Jones of North Reading (Mr. Donato of Medford being in the Chair), the House recessed until two o'clock P.M.; and at that time the House was called to order with Mr. Donato in the Chair.

Recess.

Quorum.

As required under the provision of Emergency Rule 2(4), a roll call was taken for the purpose of ascertaining the presence of a quorum; and on the roll call 159 members were recorded as being in attendance.

Quorum,—
yea and nay
No. 109.

[See [Yea and Nay No. 109](#) in Supplement.]

Therefore a quorum was present.

Orders of the Day.

The House Bill relative to immediate COVID-19 recovery needs (House, No. 4219), reported by the committee on Bills in the Third Reading to be correctly drawn, was read a third time.

COVID-19 recovery.

After debate on the question on passing the bill to be engrossed, at three o'clock P.M., the Speaker took the Chair and declared a recess; and at three minutes after five o'clock P.M., the House was called to order with Mr. Donato of Medford in the Chair.

Recesses.

The House thereupon took a further recess, on motion of Mr. Frost of Auburn, until half past five o'clock; and at twenty-seven minutes before six o'clock P.M. the House was called to order with Ms. Hogan of Stow in the Chair.

Pending the question on passing the bill to be engrossed, Mr. Michlewitz of Boston and other members of the House moved to amend it in section 2A, in item 1599-2022, in line 46, by inserting after the word “production” the words “and preservation”;

In item 1599-2023, in line 56, by inserting after the word “individuals” the words “, families, youth and young adults”;

By inserting after item 1599-2024 the following item:

“7004-9318 For the administration of local housing programs and special projects; provided, that not less than \$100,000 shall be expended for the Massachusetts Fair Housing Center, Inc. in the city of Holyoke to provide housing and eviction prevention services to those adversely impacted by the 2019 novel coronavirus pandemic; provided further, that not less than \$75,000 shall be expended for the city of Lowell to support the development of housing opportunities for individuals experiencing homelessness; provided further, that not less than \$500,000 shall be expended to assist the Wellesley housing authority to provide electrical upgrades and other necessary maintenance to properties that serve low-income residents; provided further, that not less than \$30,000 shall be expended for Hubbardston elderly housing for an elevator; provided further, that not less than \$57,000 shall be expended to the Watertown housing authority to conduct a feasibility study of the redevelopment of Willow Park, a family public housing development in the city of Watertown; provided further, that not less than \$100,000 shall be expended to Springfield Neighborhood Housing Services, Inc.; provided further, that not less than \$125,000 shall be expended to the Springfield housing authority; provided further, that not less than \$75,000 shall be expended to the Blackstone housing authority for updates to apartments with handicap accessibility entrances and walkways; provided further, that not less than \$300,000 shall be expended to Harbor Homes of Martha’s Vineyard for homelessness prevention efforts and funding to house homeless women; provided further, that not less than \$1,000,000 shall be expended for the Homeless Prevention Council, Inc. and the Community Development Partnership to support the unique regional housing and year-round resident needs on the Lower and Outer Cape; provided further, that not less than \$200,000 shall be expended to Berkshire County Development Corporation to design and develop permanent housing solutions for people experiencing long-term homelessness; provided further, that not less than \$750,000 shall be expended for Health Imperatives and the Planning Office for Urban Affairs, Inc. for the Housing and Supportive Services for Survivors of Trafficking Program; provided further, that not less than \$100,000 shall be expended to the Clinton housing authority for the installation of a new sprinkler system; provided further, that that not less than \$100,000 shall be expended to the city of Fitchburg for the establishment of a homelessness intervention coordinator to assist in providing long-term housing placements for individuals in need; provided further, that not

less than \$125,000 shall be expended to North Bristol County Assistance Collaborative for the continued production of an innovative crisis shelter to permanent supportive housing facility for chronically homeless individuals, addressing the public health emergency of homelessness, exacerbated by 2019 novel coronavirus, due to densely populated congregate shelters and growing encampments of unsheltered individuals; provided further, that not less than \$100,000 shall be expended to the Springfield housing authority for the purpose of upgrading security camera systems at Duggan Park Apartments, Moxon and Robinson Gardens in the city of Springfield; provided further, that not less than \$200,000 shall be expended to the Berkshire Housing Development Corporation for the final renovation costs for the Fenn Street Homeless Shelter to reduce overcrowding and improve safety of unhoused individuals; provided further, that not less than \$400,000 shall be expended for a financial assistance program to benefit the city of Everett residents who are first time home buyers; provided further, that not less than \$2,000,000 shall be expended for the Westmass Area Development Corporation for redevelopment and expansion of properties for continued predeveloped expenses associated with additional growth opportunities of affordable housing at the Ludlow Mills; provided further, that not less than \$100,000 shall be expended for Clear Path for Veterans New England, Inc. to purchase and rehabilitate transitional housing for elderly veterans that serves as a gateway to permanent housing; provided further, that not less than \$75,000 shall be expended for the town of Acushnet public housing authority to complete electrical, ADA and other safety improvements at the Presidential Terrace housing facility; provided further, that not less than \$100,000 shall be expended for the Jewish Alliance for Law and Social Action, Inc. for the outreach and operation of the organization's non-religious 'Confronting Housing Discrimination' curriculum; provided further, that not less than \$50,000 shall be expended for the town of Winthrop for the design and engineering of a new combined public health and public safety facility; provided further, that not less than \$1,250,000 shall be expended for capital improvements to state-aided public housing in the town of Needham; provided further, that not less than \$200,000 shall be expended for the town of Wilmington to support the redesign and repaving of the Deming Way senior housing parking access and sidewalks to increase handicap-accessibility and for repairs and upgrades to the state and federally funded municipal housing; provided further, that not less than \$200,000 shall be expended for Dismas House of Massachusetts, Inc. for a new permanent housing program serving homeless former offenders and their families in Worcester county; provided further, that not less than \$50,000 shall be expended for the town of Wilmington to support the expansion of sidewalks and associated stormwater runoff infrastructure in the Andover street area; provided further, that

not less than \$100,000 shall be expended for the Arlington housing authority for the Arlington housing domestic violence initiative; provided further, that not less than \$150,000 shall be expended for the Berkshire regional planning commission, Berkshire Housing Development Corporation and 1Berkshire Strategic Alliance Inc. for the purpose of advancing housing development in Berkshire county; provided further, that not less than \$200,000 shall be expended for the Main South Community Development Corporation in the city of Worcester for the purpose of establishing 7 commercial rental units with lease-to-own agreements executed with move-in tenants; provided further, that not less than \$250,000 shall be expended for the city of Somerville to fund affordable units as part of the Clarendon Hill affordable housing redevelopment project to address cost increases due to the economic impacts of the 2019 novel coronavirus pandemic; provided further, that not less than \$50,000 shall be expended for the town of Carver for the construction of additional affordable housing units; provided further, that not less than \$100,000 shall be expended for a matching-grant program for Construct, Inc. in Great Barrington to assist first-time homebuyers; provided further, that not less than \$100,000 shall be expended for the Norwood housing authority for Nahatan Village for the replacement of sewer lines; provided further, that not less than \$500,000 shall be expended for the Homes Project pilot program in the city of Springfield for the building of new houses and rehabilitation of existing houses to increase home ownership among minority communities; provided further, that not less than \$50,000 shall be expended for the Brightwood Development Corporation for purpose of funding pre-development and preliminary design costs for senior housing at the former Brightwood elementary school; provided further, that not less than \$150,000 shall be expended for the town of Belmont for the improvement of accessibility at Waverley Oaks; provided further, that not less than \$100,000 shall be expended for the town of Belmont for the predevelopment costs for Sherman Gardens apartments; provided further, that not less than \$100,000 shall be expended for Friendly House, Inc. for transitional housing services in Worcester county; provided further, that not less than \$50,000 shall be expended for the East End House in Cambridge; provided further, that not less than \$100,000 shall be expended to purchase 1 generator for the department of public works and 1 generator for the senior center in Westminster for use in an emergency shelter in the event of a power outage to prevent any gaps in services to the community; provided further, that not less than \$50,000 shall be expended for the Community Action Agency of Somerville, Inc. in Somerville; provided further, that not less than \$200,000 shall be expended for Compass Working Capital, Inc. for the family self-sufficiency program within the Boston housing authority for Commonwealth residents that have been impacted by novel coronavirus 2019; provided further, that

not less than \$100,000 shall be expended to the East Boston Community Development Corporation, for the acquisition of residential units to be maintained as affordable housing; provided further, that not less than \$400,000 shall be expended to the city known as the town of Braintree for a feasibility study to increase affordable housing stock for seniors, veterans and persons with disabilities; provided further, that not less than \$150,000 shall be expended to the town of Winchester's affordable housing trust fund; provided further, that not less than \$75,000 shall be expended to the Sudbury housing trust in the town of Sudbury for mortgage subsidies; provided further, that not less than \$250,000 shall be expended for the Boston Home rehabilitation facility in the Dorchester section of the city of Boston for upgrades related to the 2019 novel coronavirus pandemic and the high acute care population suffering from advanced Multiple Sclerosis and other progressive neurological disorders; provided further, that not less than \$150,000 shall be expended for W.A.T.C.H., Inc.; and provided further, that funds shall be expended fully and on a schedule consistent with section 9B of chapter 29 of the General Laws \$11,737,000"; and

In line item 1599-3002 by adding the following: “; provided further, that not less than \$25,000 shall be expended for the Pembroke Firehouse Pantry, Inc. to provide assistance to individuals experiencing food insecurity; provided further, that not less than \$50,000 shall be expended to Fenway Civic Association, Inc. for the purpose of funding the Fenway cares mutual aid initiative, including administrative costs, to distribute fresh food and personal protective equipment to food-insecure Fenway residents; provided further, that not less than \$50,000 shall be expended to the Women's Lunch Place, Inc. for the purpose of providing meals and services to homeless women and children in need; provided further, that not less than \$500,000 shall be expended for Gloucester Marine Genomics Institute, Incorporated for a research program to examine the impact of climate change on food resources, in conjunction with Northeastern University marine lab, the Tufts University school of nutrition, the Tufts Veterinary School and the University of Massachusetts at Amherst school of sustainability; provided further, that not less than \$15,000,000 shall be expended for the Greater Boston Food Bank, Inc. for regional food security network infrastructure investments; provided further, that not less than \$250,000 shall be expended to Bread of Life, Inc. in the city of Malden to expand services addressing food security and homelessness; provided further, that not less than \$50,000 shall be expended for Beverly Bootstraps Community Services, Inc. food pantry in city of Beverly to support its social service programs, including, but not limited to, food distribution, English as a second language programming, heating and housing assistance; provided further, that not less than \$40,000 shall be expended for the Our Daily Bread Food and Resource Center; provided further, that not less than \$50,000 shall be expended to the Coonamessett Farm Foundation, Inc. for the purchase of a refrigerated van and expanded irrigation system to provide local fresh food to organizations assisting individuals experiencing food insecurity; provided further, that not less than \$75,000 shall be expended for the town of Shrewsbury to establish a food bank and related programs to be operated by the town in partnership with private non-profit organizations currently operating on a limited basis; provided further, that not less than \$55,000 shall be expended to the Mystic Valley YMCA for expanded refrigeration for the Mystic community market in the city of Medford;

provided further, that not less than \$75,000 shall be expended to Wellspring Cooperative Corporation to extend their mobile market through the winter season and expand their services in the Indian Orchard neighborhood in the city of Springfield; provided further, that not less than \$25,000 shall be shall be expended for the Latin Women's Association of Brockton to support their food-distribution program; provided further, that not less than \$25,000 shall be expended for the Allston Village Main Streets, Inc. food insecurity and distribution program to provide relief for residents impacted by the 2019 novel coronavirus; provided further, that not less than \$200,000 shall be expended for Quincy Community Action Programs, Inc. for the rehabilitation and expansion of the food center facility to distribute food to disadvantaged populations; provided further, that not less than \$100,000 shall be expended for the Weymouth Food Pantry to address food insecurities in the city of Weymouth; provided further, that not less than \$25,000 shall be expended to the Westborough Food Pantry, Inc. to provide assistance to individuals experiencing food insecurity; provided further, that not less than \$50,000 shall be expended to the Harvest on Vine Food Pantry in the Charlestown section of the city of Boston for the coordination of essential food services in Charlestown; provided further, that not less than \$100,000 shall be expended for the Weymouth Senior Center to address food insecurity, loneliness and isolation of impacted senior citizens; provided further, that not less than \$1,500,000 shall be expended for Community Servings, Inc. for a 1-time investment to support integrations necessary to provide state-wide medically tailored meals to persons battling chronic illnesses; provided further, that not less than \$100,000 shall be expended to Neighbors Helping Neighbors, Inc. in South Hadley to expand services addressing food insecurity; provided further, that not less than \$100,000 shall be expended to Easthampton Community Center in the city of Easthampton to expand services addressing food insecurity; provided further, that not less than \$50,000 shall be expended for the Freetown Food Pantry for expansion costs including engineering, materials and labor; provided further, that not less than \$50,000 shall be expended to fund a food insecurity restaurant meals program in the town of North Andover in partnership with the MVYMCA and Groundwork Lawrence, Inc.; provided further, that not less than \$50,000 shall be expended for the One Haverhill Fund in the city of Haverhill; provided further, that not less than \$50,000 shall be expended for Sacred Hearts Parish in the city of Haverhill for their food pantry; provided further, that not less than \$25,000 shall be expended to the Sudbury Community Food Pantry in town of Sudbury for food security infrastructure; provided further, that not less than \$100,000 shall be expended to the Parish Cupboard, Inc. in the city of West Springfield to address food insecurity issues; provided further, that not less than \$1,920,000 shall be expended to Project Bread to better connect eligible and unenrolled Massachusetts residents with federal nutrition programs, including the Supplemental Nutrition Assistance Program, through statewide expanded outreach, increased community engagement, marketing and promotion campaigns; provided further, that not less than \$50,000 shall be expended for the preliminary design of a downtown intergenerational public facility to be built, which will include elder program space and a Center for Food Distribution to help communities in need; provided further, that not less than \$50,000 shall be expended for the Margaret Fuller Neighborhood House in the city of Cambridge; provided further, that not less than \$100,000 shall be expended for The Charity Guild, Inc. in the city of Brockton; provided further, not less than \$50,000 shall be expended to the Norwood Food Pantry; provided further, that not less than \$100,000 shall be expended to the East Boston Community Soup Kitchen, Inc. for the renovation of facilities utilized to support operations and the distribution of food assistance;

provided further, that not less than \$75,000 shall be expended for the Collaborative for Educational Services, Inc. to support the Amherst Mobile Market; provided further, that not less than \$40,000 shall be expended for Granby To-Go, Inc. to support their food and basic needs pantry; provided further, that not less than \$100,000 shall be expended to People Helping People, Inc. for the maintenance of a food pantry or to otherwise address food insecurity in the city of Burlington; provided further, that not less than \$100,000 shall be expended for the Healthy Waltham Food Insecurity; provided further, that not less than \$100,000 shall be expended for Open Table in the town of Maynard, Hudson Community food pantry and Stow food pantry; and provided further, that not less than \$500,000 shall be expended for the Waltham Community Farms for rehabilitation and stabilization of buildings and farm”.

After remarks on the question on adoption of the consolidated amendments, the sense of the House was taken by yeas and nays, as required under the provisions of House Rule 33F, and on the roll call 159 members voted in the affirmative and 0 in the negative.

[See [Yea and Nay No. 110](#) in Supplement.]

Therefore the consolidated amendments (housing and food security) were adopted.

At nine minutes before six o'clock P.M., on motion of Mr. Jones of North Reading (Ms. Hogan of Stow being in the Chair), the House recessed until seven o'clock; and at eleven minutes after seven o'clock P.M. the House was called to order with Ms. Hogan in the Chair.

The House thereupon took a further recess, on motion of Mr. Frost of Auburn, until nine o'clock P.M.; and at ten minutes before eleven o'clock the House was called to order with Ms. Hogan in the Chair.

After debate on the question on passing the bill, as amended, to be engrossed, Mr. Michlewitz of Boston and other members of the House moved to amend it in section 2A, in item 1599-2028, in line 117, by inserting after the word “services” the following: “; provided further, that a portion of said funds shall be used to reimburse providers for 1-time costs associated with opening new behavioral health and substance use disorder treatment beds in calendar year 2022 or 2023, which are not covered by other reimbursement or grant sources including the MassHealth behavioral health incentive grants for fiscal year 2021 and fiscal year 2022; provided further, that said grants shall not equal more than \$24,000,000 to any 1 organization; provided further, that not less than \$15,000,000 shall be expended for programs that promote primary care workforce development, recruitment and retention at community health centers; provided further, that not less than \$1,000,000 shall be expended for the Mass211 statewide hotline to connect residents to mental health services, substance abuse disorder treatment supports and other critical health and human services; provided further, that not less than \$500,000 shall be expended to William James College to develop a behavioral health workforce development center to retain and develop the culturally diverse, experienced, behavioral health workforce that cares for underserved communities in the commonwealth, and to train a cohort of K-12 experts in school climate, including teachers and administrators, to create inclusive, behaviorally healthy school environments that foster psychological health, social development, diversity and inclusion for children; provided further, that not less than \$750,000 shall be expended to support families of children with serious mental health needs; provided further, that not less than \$1,000,000 shall be expended to the Massachusetts Association for Mental Health, Inc. and the BIRCh Center to launch a school-based behavioral health technical assistance center; provided further, that \$1,500,000 shall be expended for implementation assistance grants to community

Consolidated amendments adopted,—yea and nay No. 110.

Recesses.

Consolidated amendments (health and human services, and education).

behavioral health provider organizations to advance adoption of pediatric behavioral health urgent care programs; provided further, that funds shall be expended to support innovation to address emergency department boarding and create better systems for supporting children and adolescents in crisis; provided, that priority focus shall be placed on services for children with complex needs including department of children and families and department of youth services involved children and children with co-occurring autism spectrum disorders and intellectual disabilities and other youth who have been disproportionately impacted by the pandemic; and provided further, that not less than \$7,000,000 shall be expended for a federally qualified community health center with a satellite emergency facility that is open 24 hours per day, 7 days per week and that is licensed under 105 C.M.R. 130 for the purpose of expansion of behavioral health urgent care services to address the behavioral health crisis exacerbated by the 2019 novel coronavirus”;

In item 1599-2029, in lines 124, by striking out the following: “\$20,000,000” and inserting in place thereof the following: \$15,000,000 shall be expended to a 501(c)(3) MassHealth accountable care organization solely governed by federally qualified health centers to be expended for federally qualified health centers to support the current federally qualified community health centers project to update and improve electronic health record systems to be administered by the executive office of health and human services; and provided further, that not less than \$5,000,000”;

In item 1599-2036, in line 208, by inserting after the word “delinquency” the words “and youth and young adult homelessness”; and in line 210, by inserting after “programs”, the second time it appears, the following: “, including programs that serve youths, including lesbian, gay, bisexual, transgender, queer and questioning youth, youth of color and youth who are not more than 25 years of age and are experiencing housing insecurity”;

In item 1599-2038, in line 268, by inserting after the word “systems” the following: “; provided, further that not less than \$100,000 shall be made available to the health policy commission to conduct the study authorized by section 75B”; and in said item by striking out the figures: “150,000,000” and inserting in place thereof the figures: “150,100,000”;

By inserting after item 1599-2038 the following four items:

“4000-0013 For the administration of health and human services programs and special projects; provided, that not less than \$60,000 shall be expended for the Barnstable Youth Commission; provided further, that not less than \$100,000 shall be expended for Springfield Veterans First (NABVET) outreach center; provided further, that not less than \$100,000 shall be expended to be expended to More than Words of Boston; provided further, that not less than \$50,000 shall be expended to Auburn Youth & Family Services for upgrades and improvements of the Auburn Youth & Family Services’ building in the town of Auburn; provided further, that not less than \$75,000 shall be expended to Harbor Health Services Inc. for the Elder Service Plan in Mattapan; provided further, that not less than \$100,000 shall be expended to the Brookline Senior Center to respond to novel coronavirus 2019 related transportation, IT, food insecurity, and social work needs; provided further, that not less than \$200,000 shall be expended to Heywood Healthcare for expanding the provision of surgical services on the campus of Heywood Hospital in the City of Gardner to strengthen and support the

public health system in the North Central and North Quabbin regions; provided further, that not less than \$1,000,000 shall be expended for New England Life Flight, Inc., Boston MedFlight, for critical care air medical and dedicated ground critical care transport equipment; provided further, that not less than 5,000,000 shall be expended for the establishment of a health equity institute to be provided by a state primary care association qualified under section 330A(f)(1) of the Public Health Service Act, 42 U.S.C. section 254c(f); provided further, that not less than \$50,000 shall be expended for Leaving the Streets Ministries in Haverhill for violence prevention and street work; provided further, that not less than \$50,000 shall be expended to International Veterans Care Services, Inc in the City of Lawrence to mitigate food insecurity and provide housing relief to members of the veteran community that have been financially impacted by the novel coronavirus 2019; provided further, that not less than \$160,000 shall be expended to the town of North Andover and Andover for a joint public health Community Health Needs Assessment (CHNA) and Community Health Improvement Plan (CHIP), which will look to address and implement long term solutions to several areas of public health, including, but not limited to, behavioral health, affordable housing, and food insecurity; provided further, that not less than \$250,000 shall be expended for technology upgrades for record keeping, patient information and prescription services at the Dan Driscoll Health Center in the Dorchester section of Boston; provided further that not less than \$250,000 shall be expended for the Marian Manor for The Aged and Inform Nursing Home to modernize and replace outdated mechanics and recover extraordinary and unreimbursed expenditures incurred due to the novel coronavirus 2019; provided further, that not less than \$10,000,000 shall be expended for the expansion of facilities to increase the number of inpatient psychiatric beds for youth in psychiatric crisis of any chronic disease rehabilitation hospital located in the commonwealth that serve solely children and adolescents; provided further that \$1,000,000 shall be provided to Health Care For All, Inc., a non-profit consumer health advocacy organization, for a community-based MassHealth redetermination and vaccination outreach, education, and access campaign targeted in communities disproportionately impacted by the novel coronavirus 2019; and provided further, that funds shall be expended fully and on a schedule consistent with the provisions of section 9B of chapter 29 of the General Laws.....\$18,445,000

0321-1507 For the administration of public counsel programs and services; provided, that not less than \$2,000,000 shall be expended to the Committee for Public Counsel Services for the Public Defender Division to address pandemic related backlogged cases over the course of the forthcoming 3 fiscal years; provided, further, that not less than \$1,000,000 shall be expended to the Committee for Public Counsel Services for the Children and Family Law

program to temporarily fund, over a 3 year period, increased staffing levels to address an increased need for representation as a result of the pandemic; and provided further, that not less than \$1,500,000 shall be expended to the Committee on Public Counsel Services for the finance billing modernization project.....\$4,500,000

4513-0101 For the administration of public health programs and special projects; provided, that not less than \$200,000 shall be expended for a new Medical OnSite Academy to address the behavioral health needs of those employees working in the medical field, including, but not limited to, critical incident stress management; substance abuse; post-traumatic stress disorder, issues resulting from increased stress due to the COVID-19 Pandemic; staffing shortages; and workplace violence in the medical field; provided further, that not less than \$173,000 shall be expended for a community paramedic in the town of Canton; provided further, that not less than \$75,000 shall be expended to Heywood hospital for the Youth Tele Behavioral Health program; provided further, that not less than \$150,000 shall be expended to design and install a generator for the local health department in the town of Wellesley; provided further, that not less than \$250,000 shall be used for UTEC Inc. for food infrastructure, training, and food distribution services; provided further, that not less than \$500,000 shall be appropriated to Outer Cape Health Services to support the Structured Outpatient Addiction Program; provided further, that not less than \$300,000 shall be dedicated to the City of Everett to hire additional substance abuse counselors to work with the Everett Police Department and the Everett Department of Public Health to provide support and assistance to unhoused members of the community; provided further, that not less than \$50,000 shall be used by the Charles River Community Health in Brighton for enhancement of a COVID-19 testing program; provided further, that not less than \$100,000 shall be expended to the New Beginnings Re-entry Services in order to reduce recidivism, provide support to formerly incarcerated women in Roxbury transitioning back into the community, build networks, improve social skills and relationships, and help them recover from post-incarceration housing insecurity, addiction, and trauma; provided further, that not less than \$100,000 shall be expended on continued investment in North Andover's community support coordinators, in order to respond to the increase in mental health, substance use disorder, and domestic violence escalations resulting from the 2019 novel coronavirus pandemic; provided further, that not less than \$100,000 shall be allocated to the Children's Advocacy Center of Hampshire County to provide onsite mental health services to children and teens who have experienced trauma due to abuse; provided further, that not less than \$100,000 shall be expended for Project RIGHT's substance use disorder/trauma prevention initiative in the Grove Hall area of Boston; provided further, that not less than \$75,000 shall be expended for

Springfield Pharmacy in the city of Springfield to conduct free rapid COVID-19 testing; provided further, that not less than \$200,000 shall be expended to the Merrimack Valley Public Safety Youth Center operated by Lawrence Family Development, Inc. in the city of Lawrence to further their programs to provide programming for at-risk youth and gun violence prevention; provided further, that not less than \$70,000 shall be expended to the town of Norwood to offset the rise in transportation expenses after the closure of Norwood Hospital due to a historic climate hazard occurring during the pandemic; provided further, that not less than \$100,000 shall be expended to the town of Walpole for improvements to the satellite emergency medical services facility opened in response to the pandemic and the closure of Norwood Hospital due to a historic climate hazard occurring during the pandemic; provided further, that not less than \$450,000 shall be expended for a hospital-based, comprehensive Child Protection Program at UMass Memorial Medical Center providing 24/7 pediatric abusive injury care, including: (i) medical evaluation and diagnosis services in cases of pediatric sexual abuse, sexual assault, physical abuse and neglect, (ii) timely health care evaluations and examinations for children entering foster care, and (iii) training of medical, educational and social service professions regarding physical and mental health issues for victims of abuse; provided further, that not less than \$350,000 shall be expended for the town of Westford for the purchase of personal protection equipment, cleaning and disinfecting supplies, air filters and other costs associated with the prevention of the spread of Covid-19 in the town of Westford; provided further, that not less than \$1,500,000 shall be expended for coordination teams for triage treatment and service supports; provided further, that not less than \$5,000,000 shall be expended for post treatment supportive housing within the city of Boston; and provided further, that funds shall be expended fully and on a schedule consistent with the provisions of section 9B of chapter 29 of the General Laws.....\$9,843,000

5011-0101 For the administration of mental health programs and special projects; provided, that not less than \$115,000 shall be expended for the Mental Health Association to meet the mental health needs of children in the Hampden-Wilbraham regional school district and for the implementation of a pilot program to address the implications of the 2019 novel coronavirus on children’s mental health, which may serve as a statewide pilot; provided further, that not less than \$20,000 shall be expended to Jay’s Hope and Promise, Co. of Hanson to assist individuals recovering from substance misuse; provided further, that not less than \$125,000 shall be expended for Wayside Youth and Family Support Network in Watertown to provide youth mental health first aid training; provided further, that not less than \$150,000 shall be expended for Community Impact of Milford to maintain a regional substance abuse outreach, intervention, recovery and

outpatient program in the greater Milford area; provided further, that not less than \$200,000 shall be expended for the Alliance for Inclusion and Prevention to expand children’s access to pandemic-related mental and emotional health services in K-12 schools in Boston, gateway cities and districts across Massachusetts; provided further, that not less than \$300,000 shall be expended to Greater Lynn Senior Services, Inc. for its elder mobile mental health program; and provided further, not less than \$50,000 shall be expended to the Norwood public health department for a Mental Health Training Awareness (MHAT) services; and provided further, that funds shall be expended fully and on a schedule consistent with the provisions of section 9B of chapter 29 of the General Laws.....\$960,000”;

By inserting after item 1599-4500 the following two items:

“7010-0013 For educational programming, support and special projects; provided, that not less than \$1,000,000 shall be expended for the extraordinary and unreimbursed 2019 novel coronavirus pandemic-related expenditures incurred by the New England Center for Children; provided further, that not less than \$150,000 shall be expended for the city of Melrose for accessibility and safety improvements for the 2 elevators at the Melrose high school; provided further, that not less than \$100,000 shall be expended for the Leominster public schools to conduct a feasibility study for an early childhood education center; provided further, that not less than \$250,000 shall be expended for the construction of a health clinic at the Framingham public schools welcome center; provided further, that not less than \$100,000 shall be expended for North Attleborough school department to purchase equipment to facilitate the startup of a robotics program; provided further, that not less than \$50,000 shall be expended for the Watuppa Rowing Center for ADA compliance improvements and additional programming equipment for instruction and access to underserved high school and adult populations; provided further, that not less than \$200,000 shall be expended for the city of Pittsfield for a master plan study of the Pittsfield public schools; provided further, than not less than \$5,000 shall be expended for Girls Inc. of Taunton; provided further, that not less than \$50,000 shall be expended for the special commission on the long-term fiscal health of rural school districts facing declining enrollment, established by section 22 of chapter 132 of the acts of 2019, for costs, including, but not limited to, staffing and administrative expenses; provided further, that not less than \$100,000 shall be expended for Making Opportunity Count (MOC) for the completion of the Youth Innovation Center, which will allow students access to a creative space and critical resources in a disproportionately affected neighborhood; provided further, that not less than \$150,000 shall be expended for the Natick public schools for after-school tutoring support and mental health services; provided further, that not less than

\$600,000 shall be expended for Cradles to Crayons to support children's clothing security relief; provided further, that not less than \$100,000 shall be expended for materials for career and technical training within the career and technical education programs at Weymouth high school; provided further, that not less than \$100,000 shall be expended for the replacement of the turf field carpet at the Arthur Kenney field in the town of North Reading; provided further, that not less than \$100,000 shall be expended for town of Upton to replace and upgrade heating and ventilation units within municipal buildings; provided further, that not less than \$100,000 shall be expended for town of Northbridge for public safety broadband infrastructure improvements; provided further, that not less than \$100,000 shall be expended for town of Grafton to replace and upgrade the heating and ventilation units within the Grafton public schools; provided further, that not less than \$200,000 shall be expended for Haverhill public schools to purchase an electric school bus; provided further, that not less than \$200,000 shall be expended for The Possible Project to support children at risk through job training, entrepreneurship programs and community supports; provided further, that not less than \$100,000 shall be expended for the Teen Torch program at Yes We Care; provided further, that not less than \$300,000 shall be expended for the East Boston Social Centers, Inc., to provide child care services, improving teacher pay and benefits and making financial aid scholarships available to families; provided further, that not less than \$100,000 shall be expended for Amherst regional public schools for mental health services for students; provided further, that not less than \$25,000 shall be expended for All Dorchester Sports League for job training, core skills development, after school programming, youth activities and other relevant activities; provided further, that not less than \$300,000 shall be expended for the Museum of Science, Boston to hire and retain science, technology, engineering and mathematics educators to help residents access STEM education at the museum and virtually through MOS at School; provided further, that not less than \$100,000 shall be expended for the Charlestown Boys and Girls Club for facility upgrades and soil erosion mitigation measures; provided further, that not less than \$2,000,000 shall be expended for the Big Brothers Big Sisters of Eastern Massachusetts for funding related to youth mentorship programming in underserved cities to combat the negative effects of the 2019 novel coronavirus pandemic on youth in the commonwealth; provided further, that not less than \$25,000 shall be expended for the Chicopee Boys & Girls Club to provide mental health services; provided further, that not less than \$33,000 shall be expended for Chicopee Comprehensive high school to purchase a water jet cutter machine for their career and technical education metal fabrication program; provided further, that not less than \$50,000 shall be expended for Charles H. McCann regional vocational and technical high

school for a workforce training program; provided further, that not less than \$75,000 shall be expended for Chicopee high school to purchase equipment to implement a cosmetology program for students; provided further, that not less than \$200,000 shall be expended for the youth development organization in the city of Lawrence; and provided further, that funds shall be expended fully and on a schedule consistent with the provisions of section 9B of chapter 29 of the General Laws
\$6,963,000

7010-0015 For capital expenditures and education special projects; provided, that not less than \$100,000 shall be expended for the Leominster public schools to upgrade the 2 heating, ventilation and air conditioning systems at Bennett elementary schools; provided further, that not less than \$150,000 shall be expended for the Leominster public schools to upgrade the water filtration systems throughout the district; provided further, that not less than \$210,000 shall be expended for heating, ventilation and air conditioning system upgrades in Silver Lake regional high school; provided further, that not less than \$75,000 shall be expended for the town of Gill for improvements to the Gill elementary school; provided further, that not less than \$100,000 shall be expended for the Quaboag regional high school athletic complex; provided further, that not less than \$45,000 shall be expended for upgrades to an outdoor patio area for classes to be held at the Millville elementary school in the town of Millville; provided further, that not less than \$50,000 shall be expended for heating, ventilation and air conditioning upgrades for the town of Shrewsbury public schools; provided further, that not less than \$150,000 shall be expended for Lowell public schools to upgrade the heating, ventilation and air conditioning system at Morey elementary school; provided further, that not less than \$300,000 shall be expended for heating, ventilation and air conditioning upgrades to schools and public buildings in the town of Hopkinton; provided further, that not less than \$100,000 shall be expended for heating, ventilation and air conditioning upgrades to public buildings in the town of Southborough; provided further, that not less than \$100,000 shall be expended for the Brookline teen center for programming space expansions and ventilation, heating and cooling improvements; provided further, that not less than \$150,000 shall be expended for the Westport community schools for the installation of heating, ventilation and air conditioning systems at the Macomber school; provided further, that not less than \$50,000 shall be expended for Camp Avoda located in the town of Middleborough for capital improvements and water system upgrades; provided further, that not less than \$250,000 shall be expended for Haverhill public schools for capital and safety improvements; provided further, that not less than \$250,000 shall be expended for the city of West Springfield for heating, ventilation and air conditioning upgrades and the expansion of memorial school; provided further, that not less than \$250,000

shall be expended for a modular classroom pod and installation at the Hancock elementary school in the city of Brockton; provided further, that not less than \$250,000 shall be expended for a modular classroom pod and installation at the Kennedy elementary school in the city of Brockton; provided further, that not less than \$300,000 shall be expended for heating, ventilation and air conditioning system improvements for the town of Holbrook; provided further, that not less than \$300,000 shall be expended for information technology improvements for the Braintree public school system; provided further, that not less than \$75,000 shall be expended for Chicopee comprehensive high school to construct a new maintenance facility to allow for the expansion of heating, ventilation and air conditioning and plumbing career and technical education programming; provided further, that not less than \$250,000 shall be expended for upgrades to the heating, ventilation and air conditioning system at the Chicopee Boys & Girls Club; and provided further, that funds shall be expended fully and on a schedule consistent with the provisions of section 9B of chapter 29 of the General Laws.....\$3,505,000”;

In section 64, in line 642, by inserting after the word “agencies” the following: “; provided further, that each agency shall submit notice to the office for refugees and immigrants not later than 30 days of signing an agreement with a national voluntary agency, and prior to receiving funds”;

In section 67, in line 681, by striking out the word “community”;

By inserting after section 75 the following two sections:

“SECTION 75A. Notwithstanding any general or special law to the contrary, the special commission established in section 135 of chapter 47 of the acts of 2017 is hereby revived and continued to November 30, 2021. The special commission shall file its report and recommendations pursuant to said section 135 of said chapter 47 with the clerks of the house of representatives and senate, the house and senate chairs of the joint committee on health care financing and the house and senate chairs of the joint committee on public health not later than November 30, 2021.

SECTION 75B. (a) Notwithstanding any general or special law to the contrary, the health policy commission shall study and issue a report on the state of the health care workforce in the commonwealth. The report shall include: (i) an assessment identifying chronic and acute workforce shortages affecting various sectors including, but not limited to, primary and behavioral health care, home care and home health care, community health centers and skilled nursing facilities; (ii) an assessment of existing efforts and initiatives to develop cultural competency within health care professions; (iii) an analysis of potential workforce development initiatives and incentive programs to address workforce shortages including, but not limited to, scholarships, student clinical placement initiatives, mentorship programs and student loan forgiveness; and (iv) an examination of the current and potential role of community colleges to provide skills training and certification for certain health care professions.

(b) The health policy commission shall submit its report to the clerks of the senate and the house of representatives and the chairs of the joint committee on health care financing, the joint committee on public health and the joint committee on mental health, substance use and recovery not later than May 1, 2022.”.

On the question on adoption of the consolidated amendments, the sense of the House was taken by yeas and nays, as required under the provisions of House Rule 33F, and on the roll call 158 members voted in the affirmative and 0 in the negative.

[See [Yea and Nay No. 111](#) in Supplement.]

Therefore the consolidated amendments (health and human services, and education) were adopted.

Consolidated amendments adopted,—
yea and nay
No. 111.

Recess.

At eighteen minutes after eleven o'clock P.M. (Thursday, October 28), on motion of Mr. Jones of North Reading (Ms. Hogan of Stow being in the Chair), the House recessed until the following day at twelve o'clock noon; and at that time, the House was called to order with Mr. Donato of Medford in the Chair.

Recess.

Friday, October 29, 2021 (at 12:00 o'clock noon).

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 Ms. Blais of Sunderland, a petition (accompanied by bill, House, No. 4231) of Natalie M. Blais and Joanne M. Comerford (by vote of the town) relative to the date for the annual town election in the town of Montague. To the committee on Election Laws.

Montague,—
election.

By Mr. Berthiaume of Spencer, a petition (accompanied by bill, House, No. 4232) of Donald R. Berthiaume, Jr., and Anne M. Gobi (by the vote of the town) that the town of Oakham be authorized to continue the employment of Russel Willette, a fire lieutenant in the fire department of said town; and

Oakham,—
Russel
Willette.

By Mr. Consalvo of Boston, a petition (accompanied by bill, House, No. 4233) of Rob Consalvo (with the approval of the mayor and city council) for legislation to authorize the appointment of Daniel Flores as a police officer in the city of Boston, notwithstanding the maximum age requirement;

Boston,—
Daniel
Flores.

Severally to the committee on Public Service.

Severally sent to the Senate for concurrence.

Mr. Frost of Auburn presented a petition (subject to Joint Rule 12) of Paul K. Frost, Joseph D. McKenna and Ryan C. Fattman for legislation to establish a sick leave bank for Heather Worster, an employee of the Department of Mental Health; and the same was referred, under Rule 24, to the committee on Rules.

Heather
Worster,—
sick leave.

Reports of Committees.

By Mr. Roy of Franklin, for the committee on Telecommunications, Utilities and Energy, asking to be discharged from further consideration of the petition (accompanied by bill, House, No. 3263) of Natalie M. Blais relative to identification for certain delivery vehicles under the control of the Department of Telecommunications and Energy,— and recommending that the same be referred to the committee on Transportation. Under Rule 42, the report was considered forthwith; and it was accepted. Sent to the Senate for concurrence.

Delivery
vehicles,—
identification.

By Mr. Ryan of Boston, for the committee on Election Laws, on a message from His Excellency the Governor, a Bill validating the results of the special town meeting held on September 14, 2021 and the special election held on September 21, 2021 in the town of Leicester (printed in House, No. 4211). Read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Leicester,—
special
elections.

Recess.

At three minutes after twelve o'clock P.M., on motion of Ms. Peake of Provincetown (Mr. Donato of Medford being in the Chair), the House recessed until

Recess.

two o'clock P.M.; and at seven minutes after three o'clock the House was called to order with Ms. Hogan of Stow in the Chair.

Orders of the Day.

The House Bill relative to immediate COVID-19 recovery needs (House, No. 4219, amended), was considered.

Pending the question on passing the bill, as amended, to be engrossed, Mr. Michlewitz of Boston and other members of the House moved to amend it in section 2A, in item 1599-2031, in line 156, by inserting after the words "Laws" the words "and clean energy projects";

In line item 1599-2034 by adding the following: "and provided further, that not less than \$10,000,000 shall be expended for investments to rehabilitate and revitalize the deep-water berth and pier at the North jetty, located on the South Boston waterfront and putting infrastructure in place within the South Boston marine multiport, to service the wind industry";

By inserting after item 1599-4500 the following three items:

"2000-0103 For climate change and climate resiliency related projects, infrastructure improvements and special projects; provided, that not less than \$190,000 shall be expended for the city of Marlborough for the procurement of OpenGov online permitting software; provided further, that not less than \$150,000 shall be expended for per-and polyfluoroalkyl substances mitigation by the Sudbury water district; provided further, that not less than \$75,000 shall be expended for the town of Wakefield for tree planting efforts in response to the damage caused by the microburst storm; provided further, that not less than \$20,000 shall be expended for the town of Halifax to replace water fountains in town buildings with water bottle refill stations; provided further, that not less than \$500,000 shall be expended for the repair and improvements to the municipally-owned Union wharf located in the port of New Bedford; provided further, that not less than \$100,000 shall be expended for the city of Malden for urban and community forestry greening; provided further, that not less than \$100,000 shall be expended for stormwater management at the public safety building in Raynham; provided further, that not less than \$75,000 shall be expended for the cleanup of contamination at the Microfab site on state route 110 in the city of Amesbury; provided further, that not less than \$100,000 shall be expended for the town of Sterling for Swett Hill road erosion control and drainage improvements and Sterling town beach repairs and refurbishment; provided further, that not less than \$50,000 shall be expended to the town of Seekonk for funding to assist in the removal of the dam at the Attleboro Dye Works site; provided further, that not less than \$50,000 shall be expended for the town of Scituate to raise the reservoir for the purpose of securing the water supply by increasing the reservoir's resiliency to drought; provided further, that not less than \$500,000 shall be expended for Mass Audubon to perform wetland restoration and flood mitigation work at the

COVID-19 recovery.

Consolidated amendments (environment and climate, and infrastructure).

Broad Meadow Brook property located in the city of Worcester; provided further, that not less than \$50,000 shall be expended for the town of Hopedale to preserve, manage and maintain open space; provided further, that not less than \$100,000 shall be expended for the town of Holden for brownfields cleanup and refurbishment of the former electroplating manufacturing facility, located at 156 Princeton street; provided further, that not less than \$250,000 shall be expended for the city of Worcester's regional environmental council headquarters; provided further, that not less than \$200,000 shall be expended for Salem's urban canopy tree planting efforts; provided further, that not less than \$300,000 shall be expended for the Lynn department of community development for climate resiliency initiatives in the city of Lynn; providing further, that not less than \$200,000 shall be expended for Groundwork Lawrence for the purpose of expanding the implementation of the greening the gateway cities program in the cities of Lawrence and Methuen by planting additional trees; provided further, that not less than \$100,000 shall be expended for energy efficient lighting upgrades at Keaney park in the city of Lynn; provided further, that not less than \$250,000 shall be expended for a study relative to a natural resilience barrier to protect high tide and storm surge flooding at Tenean street along the Massachusetts Bay Transportation Authority red line, commuter rail tracks and Tenean beach in the Dorchester section of the city of Boston; provided further, than not less than \$50,000 shall be expended for urban greening through tree cover on the Gallivan boulevard median from Neponset circle to Dorchester avenue in the Dorchester section of the city of Boston; provided further, that not less than \$200,000 shall be expended for a resiliency assessment of coastal infrastructure in town of Marblehead; provided further, that not less than \$100,000 shall be expended for design and engineering costs associated with improved access and egress from Plum island in the town of Newbury due to rising sea levels; and provided further, that funds shall be expended fully and on a schedule consistent with the provisions of section 9B of chapter 29 of the General Laws.....\$3,710,000

2000-0015 For infrastructure improvement projects related to water and sewer services and other special projects; provided, that not less than \$200,000 shall be expended for an upgrade to the infrastructure necessary for broadband access in the town of Marlborough; provided further, that not less than \$50,000 shall be expended to the city of Revere for the purpose of dredging and rehabilitation of Sales creek and Green's creek; provided further, that not less than \$100,000 shall be expended to the town of Duxbury for water supply improvements; provided further, that not less than \$250,000 shall be expended for replacement of the Trout brook well in the town of Avon; provided further, that not less than \$75,000 shall be expended to the town of Wendell for improvements to the landfill cap and remediation repairs; provided further, that not less than \$40,000 shall be expended

for the town of New Salem for Swift River elementary school to provide potable drinking water through the Clean Water Trust; provided further, that not less than \$100,000 shall be expended for implementation of immediate, emergency per-and polyfluoroalkyl substances mitigation measures required at the Manley street well by the West Bridgewater board of water commissioners; provided further, that not less than \$50,000 shall be expended for a new town salt shed in the town of Norfolk; provided further, that not less than \$250,000 shall be expended to the town of Belmont for water and sewer infrastructure improvements at Belmont village; provided further, that not less than \$50,000 shall be expended for the Hanover water division for per-and polyfluoroalkyl substances mitigation; provided further, that not less than \$50,000 shall be expended for the Norwell water department for per-and polyfluoroalkyl substances mitigation; provided further, that not less than \$425,000 shall be expended for the reconstruction of the Creek road sewer pump station located in Marion; provided further, that not less than \$100,000 shall be expended to the town of Scituate for a design plan for a new sewer treatment plant; provided further, that not less than \$80,000 shall be expended for an upgrade to the Middleborough Community Cable Access Media facilities necessary for improved public access in Middleborough; provided further, that not less than \$50,000 shall be expended for the Quarry street drainage in Ware; provided further, that not less than \$65,000 shall be expended for the Reed pool assessment in Ware; provided further, that not less than \$100,000 shall be expended to the town of Winchendon for water and sewer improvements in the downtown area; provided further, that not less than \$400,000 shall be expended to the city of Quincy for the purpose of further preparation and implementation of a ferry service from Squantum Point park in Marina Bay; provided further, that not less than \$125,000 shall be expended to the city of Malden for the creation of an accessible city archive; provided further, that not less than \$75,000 shall be expended to the city of Malden for a feasibility study on the establishment of a fire station in eastern Malden; provided further, that not less than \$100,000 shall be expended to the town of Agawam for water and sewer infrastructure improvements; provided further, that not less than \$75,000 shall be expended for a water main replacement on Bridge road in the town of Salisbury; provided further, that not less than \$50,000 shall be expended for the town of Sutton for a design plan for a new municipal septic system for the Sutton municipal center and public schools; provided further, that not less than \$50,000 shall be expended for the infrastructure of the local animal control facility in Raynham; provided further, that not less than \$100,000 shall be expended to the city of Malden for equipment upgrades for the advancement of online services of the Malden public library; provided further, that not less than \$75,000 shall be expended to the town of Acushnet to complete a

comprehensive water study; provided further, that not less than \$200,000 shall be expended for water infrastructure projects in Somerset; provided further, that not less than \$135,000 shall be expended to the Swansea Water District for a water interconnection project with the town of Somerset; provided further, that not less than \$50,000 shall be expended for the Dighton Water District for the Brook street well; provided further, that not less than \$250,000 shall be expended for the town of Milton toward developing Milton's municipal broadband network; provided further, that not less than \$150,000 shall be expended for the town of Mendon to conduct and coordinate a municipal water and sewer system expansion study; provided further, that not less than \$300,000 shall be expended for water infrastructure improvements in Holliston; provided further, that not less than \$150,000 shall be expended for PFAS remediation costs for Well Number Four in Sharon; provided further, that not less than \$1,000,000 shall be expended for the Westmass Area Development Corporation for new water and sewer infrastructure for the Ludlow Mills redevelopment located within an environmental justice community; provided further, that not less than \$230,000 shall be expended to upgrade and provide municipal broadband services in low-income and underserved communities in Adams, Cheshire, Clarksburg, Florida, Hancock, Lanesborough, New Ashford, North Adams, and Williamstown, of which, not less than \$40,000 shall be expended for the town of Florida; provided further, that not less than \$150,000 shall be expended to the city of Boston for enhancements to Meadow road in the Readville neighborhood of Boston to preserve and protect the Fowl meadow, an Area of Critical Environmental Concern; provided further, that not less than \$50,000 shall be expended for the replacement of the Upton street drainage system in Millbury; provided further, that not less than \$200,000 shall be expended to close the broadband gap and help ensure equity and digital access within low-income neighborhoods and housing complexes, and to provide assistance for a digital coordinator within Salem to work in close concert with schools, non-profits and community organizations to provide digital training, support for acquiring devices, and assistance with growing digital navigators across the community; provided further, that not less than \$100,000 shall be expended to the town of Hadley for department of public works trailers with adequate air filtration systems; provided further, that not less than \$50,000 shall be expended to initiate a water merger feasibility study in Great Barrington; provided further, that not less than \$250,000 shall be expended for the city of Methuen to complete an engineering assessment for the Burnham road sewer pumping station, a 40-year-old facility in need of urgent repairs to prevent an infrastructure failure that would cause significant combined sewer overflows into the Merrimack river and dangerous sewage back-ups in several hundred homes; provided further, that not less than \$100,000

shall be expended for investments to promote environmental justice through the cleanup of the brownfields site at the Prince Hall Grand Lodge in the Dorchester section of Boston; provided further, that not less than \$225,000 shall be expended to the town of Pembroke toward the design, engineering, and construction of a new, ADA-complaint, Pembroke public safety building; provided further, that not less than \$250,000 shall be expended for a study and design of sound walls for I-93 in the vicinity of the Mystic housing development in Somerville; provided further, that not less than \$250,000 shall be expended for the city of Methuen to complete an engineering assessment and needed infrastructure upgrades and repairs to the Riverside drive sewer main immediately adjacent to the Merrimack river in order to reduce sewer overflows into the river; provided further, that not less than \$100,000 shall be expended to Friends of West Springfield Park and Recreation for park infrastructure and conservation projects; provided further, that not less than \$50,000 shall be expended to the city of Westfield for an engineering analysis for the complete rehabilitation of the Little river levee; provided further, that not less than \$150,000 shall be expended on the cleaning of debris and sediment and the inspection and repair of all gates, especially the northern most gate as part of the water level control system, at Indian lake in Worcester; provided further, that not less than \$2,000,000 shall be expended for PFAS treatment plants in Easton; provided further, that not less than \$400,000 shall be expended for the town of Randolph toward design and construction of the Tri-Town Regional water treatment plant; provided further, that not less than \$150,000 shall be expended to the town of Stoneham for the study and planning of a public safety response facility; provided further, that not less than \$250,000 shall be expended for the town of Littleton for construction and upgrades to the town's sewer infrastructure; provided further, that not less than \$150,000 shall be expended for improvements to the Padanaram bridge to improve access to the Apponagansett recreational area in Dartmouth; provided further, that not less than \$750,000 shall be expended for the replacement of an effluent generator at the wastewater treatment facility in Chicopee; provided further, that not less than \$100,000 shall be expended for the installation of green infrastructure elements on Boston street in Lynn to help improve water quality, mitigate flooding, and reduce the heat island effect; provided further, that not less than \$50,000 shall be expended for repairs for the Town Line brook floodgate between Malden and Revere; provided further, that not less than \$50,000 shall be expended for repair of Dunn road pump station; provided further, that not less than \$200,000 shall be expended for replacement of pump stations in Swampscott to address combined sewer overflow; provided further, that not less than \$100,000 shall be expended for the Lynn water and sewer commission for a regional approach to address combined sewer overflow in Swampscott and Lynn; provided further, that not

less than \$50,000 shall be expended for the MetroWest Regional Transit Authority for the deployment of 2 micro-transit vehicles in the center of Hudson, to provide in-town transportation with connection to fixed routes in Marlborough for Saturday service; provided further, that not less than \$300,000 shall be expended for the town of Stow for the development and installation of new firefighting water cisterns; provided further, that not less than \$400,000 shall be expended for the town of Bolton for the complete replacement of the culvert on Forbush Mill road; provided further, that not less than \$410,000 shall be expended for the town of Maynard for wastewater infrastructure improvement projects; provided further, that not less than \$300,000 shall be expended for the Massachusetts Water Resources Authority to conduct a study evaluating the feasibility of expanding the authority's current service area to provide water and sewage collection, treatment, and disposal services to municipalities outside the authority's current service area; and provided further, that funds shall be expended fully and on a schedule consistent with the provisions of section 9B of chapter 29 of the General Laws.....\$13,135,000

2800-0111 For the administration of parks and recreation programs and special projects; provided, that not less than \$60,000 shall be expended for the further maintenance and upkeep of the Cobb-Astro park at Barnstable high school; provided further, that not less than \$75,000 shall be expended for the first phase of the Lowell Lower Locks master plan to repair canal walls and ADA access enhancements; provided further, that not less than \$100,000 shall be expended to the town of Barnstable for an engineering and planning study of extending and repairing sidewalks along Route 6A in the area east of Barnstable-West Barnstable elementary school, and then running east therefrom; provided further, that not less than \$250,000 shall be expended for the restoration and repair of the Warren Barn in Ashland; provided further, that not less than \$40,000 shall be expended to the town of Duxbury for disability access improvements at the Bay Farm conservation area; provided further, that not less than \$100,000 shall be expended for tree planting and stump removal in Medford; provided further, that not less than \$200,000 shall be expended for the city of Beverly for construction, upgrades and improvements to its parks and recreational facilities; provided further, that not less than \$100,000 shall be expended to the city of Brockton for irrigation, growing and grass improvements at the East middle school soccer field; provided further, that not less than \$100,000 shall be expended to the town of Pembroke for improvements at Lage preserve; provided further, that not less than \$210,000 shall be expended for outdoor seating enhancements at the Frederick Law Olmsted North park in Fall River; provided further, that not less than \$125,000 shall be expended for the restoration of the Lakeside cemetery chapel in Wakefield; provided further, that not less than \$350,000 shall be expended for upgrades and expansion of

the recreational area in the city of Malden to allow the use of the facility in the spring, summer and fall seasons; provided further, that not less than \$150,000 shall be expended to rebuild the public boat ramp at A street pier in Hull; provided further, that not less than \$100,000 shall be expended for increased pedestrian lighting on public ways in Saugus; provided further, that not less than \$100,000 shall be expended for the infrastructure of the King's pond dam on Gardner street in Raynham; provided further, that not less than \$150,000 shall be expended for the acquisition and development of a parcel of land off of Grove street in Reading to support the use and access to the town forest located in Reading; provided further, that not less than \$50,000 shall be expended to the town of Seekonk for funding to assess the structural concerns at the Burr's pond dam; provided further, that not less than \$150,000 shall be expended for the city of Medford for construction, upgrades and improvements to the historic Dugger park; provided further, that not less than \$100,000 shall be expended to the Newton department of parks, recreation & culture to hire consultants for a study to develop a cost-effective and sustainable design for a new bathhouse and modified parkland area at Crystal lake in Newton; provided further, that not less than \$100,000 shall be expended to the city of Boston for the development of urban open space at 581 Dudley street in Roxbury to improve climate resiliency and provide outdoor recreation space; provided further, that not less than \$250,000 shall be expended for temporary housing and relocation amenities including, but not limited to, a laundromat, playgrounds and community spaces at the Boston housing authority, Bunker Hill housing development in the Charlestown section of Boston; provided further, that not less than \$75,000 shall be expended to expand the Edgewater and Doyle park plans to provide access to the Neponset river for the Belnel neighborhood in the Hyde Park section of the city of Boston; provided further, that not less than \$100,000 shall be expended for the dredging and improvements of the public boat ramp located in the city of Weymouth; provided further, that not less than \$500,000 shall be expended to the city of Peabody for the Lawrence Brook flood mitigation project; provided further, that not less than \$1,000,000 shall be expended for parks in Lowell; provided further, that not less than \$250,000 shall be expended for the town of Arlington for construction, upgrades and improvements to its parks and recreational facilities; provided further, that not less than \$200,000 shall be expended for the town of Andover to improve community access and pedestrian and bicycle safety in the area of the fire station and playground in the Ballardvale section of town; provided further, that not less than \$50,000 shall be expended for roof replacement of the North fire station in Oxford; provided further, that not less than \$100,000 shall be expended for core communication boards to enhance the educational experience for children and their caregivers in public spaces in the city of

Weymouth; provided further, that not less than \$50,000 shall be expended to the Brookline GreenSpace Alliance neighborhood initiatives for parks grant program; provided further, that not less than \$100,000 shall be expended for shoreline restoration planning in Lynn Harbor to mitigate current erosion, create a resilient shoreline adjacent to critical infrastructure, and support the transformation of a landfill into a 30-acre park; provided further, that not less than \$50,000 shall be expended for the purposes of facility upgrades to Clarksburg state park; provided further, that not less than \$35,000 shall be expended for the purposes of facility upgrades to Natural Bridge state park; provided further, that not less than \$35,000 shall be expended for the purposes of facility upgrades to the Savoy Mountain state forest; provided further, that not less than \$100,000 shall be expended for a study to alleviate flooding from collapsed underground culverts along Strawberry brook in the city of Lynn; provided further, that not less than \$200,000 shall be expended for the town of Arlington for construction, upgrades and improvements to Mill brook; provided further, that not less than \$700,000 shall be expended for the extension of the Southern New England Trunkline trail to downtown Franklin; provided further, that not less than \$50,000 shall be expended for the Hix bridge landing engineering project to rebuild the town landing and accompanying structures in the town of Westport to improve public access and use; provided further, that not less than \$100,000 shall be expended for renovations and improvements to the Ipswich river park located in the town of North Reading; provided further, that not less than \$100,000 shall be expended for the city of Haverhill to make improvements at Winnekenni park; provided further, that not less than \$200,000 shall be expended for Mass Audubon to remediate ecological, trail and forest damage caused by extreme weather events at the Pleasant Valley property located in Lenox; provided further, that not less than \$200,000 shall be expended for the site work and development of the new town common located in the town of Middleton; provided further, that not less than \$50,000 shall be expended for the town of Duxbury for conservation and recreation improvements; provided further, that not less than \$25,000 shall be expended for the town of Plympton for conservation and recreation improvements; provided further, that not less than \$500,000 shall be expended for the city of Lawrence for the construction and expansion of a rail trail; provided further, that not less than \$130,000 shall be expended for the construction and planning of the new cemetery site in the town of West Boylston; provided further, that not less than \$50,000 shall be expended for the city of Westfield for park and recreational rehabilitation and reconstruction; provided further, that not less than \$600,000 shall be expended for the city of Quincy for dredging the channel in Quincy bay and for beach restoration in the Merrymount neighborhood; provided further, that not less than \$125,000 shall be expended for the extension

of the Danvers rail trail to the town of Middleton; provided further, that not less than \$125,000 shall be expended for restoration and improvements to Sandy beach and adjacent or nearby waterfront areas in the town of Danvers; provided further, that not less than \$125,000 shall be expended for the city of Woburn for the installation of accessible and inclusive equipment at public playgrounds; provided further, that not less than \$100,000 shall be expended for continued renovations and improvements to playgrounds in Marine park in the South Boston section of Boston; provided further, that not less than \$100,000 shall be expended for the protection and maintenance of Whitman's pond and for costs associated with invasive species in the city known as the town of Weymouth; provided further, that not less than \$150,000 shall be expended for the Chandler Pond Preservation Society for the rehabilitation of the woodlands in the Black path at Chandler pond in the Brighton section of Boston; provided further, that not less than \$200,000 shall be expended for parks in the town of Chelmsford; provided further, that not less than \$400,000 shall be expended for the town of Hudson for the completion of the Assabet riverwalk project and riverbank stabilization; and provided further, that funds shall be expended fully and on a schedule consistent with the provisions of section 9B of chapter 29 of the General Laws.....\$9,735,000”; and

By inserting after section 40 the following two sections:

“SECTION 40A. Chapter 92 of the General Laws, as so appearing, is hereby amended by striking out section 34D and inserting in place thereof the following section:

Section 34D. (a) There shall be established and set up on the books of the commonwealth a separate, non-budgeted special revenue fund known as the Christian A. Herter Park Trust Fund, which shall be administered by the department of conservation and recreation. Amounts credited to the fund shall be expended, without further appropriation, for the purposes of advancing recreational, educational and conservation interests including, but not limited to, the construction and maintenance of facilities and infrastructure improvements for Christian A. Herter park within the Charles River Reservation; provided, however, that not less than 50 per cent of the funds shall be used for the Friends of Herter Park, Inc. The fund shall receive, hold and expend all fees generated by permits, licenses and all other agreements not currently being directed to the General Fund relating to the use of the Christian A. Herter Park land as authorized by the commission. The unexpended balance in the fund at the end of a fiscal year shall remain available for expenditure in subsequent fiscal years and shall not revert to the General Fund. The department shall not make expenditures from this fund so as to cause the fund to be deficient.

(b) Annually, not later than July 31, the department shall submit a report to the chairs of the house and senate committees on ways and means detailing an accounting of all funds generated for the fund and all expenditures for the previous fiscal year.

SECTION 40B. Section 34E of chapter 92 of the General Laws, as so appearing, is hereby amended by striking out subsection (a) and inserting in place thereof the following subsection:

(a) There shall be established and set up on the books of the commonwealth a separate, non-budgeted special revenue fund known as the Leo M. Birmingham

Parkway Trust Fund, which shall be administered by the department of conservation and recreation. Amounts credited to the fund shall be expended, without further appropriation, 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 known as the Leo M. Birmingham Parkway, consisting of 584,814 square feet, more or less, and more particularly described on the city of Boston assessor's map as parcel identification number 2202762003. The fund shall receive, hold and expend any monies received, from public or private sources, as appropriations, gifts, grants, donations, fees generated by permits, licenses and all other agreements not currently being directed to the General Fund relating to the use of the Leo M. Birmingham Parkway as authorized by the commissioner of conservation and recreation in consultation with the Leo M. Birmingham Parkway advisory board established pursuant to subsection (c). The unexpended balance in the fund at the end of a fiscal year shall remain available for expenditure in subsequent fiscal years and shall not revert to the General Fund. The department shall not make expenditures from this fund so as to cause the fund to be deficient. The books and records of the fund shall be subject to an audit by the state auditor, in accordance with generally accepted government auditing standards, as often as the state auditor determines is necessary.”.

After remarks on the question on adoption of the consolidated amendments, the sense of the House was taken by yeas and nays, as required under the provisions of House Rule 33F, and on the roll call 158 members voted in the affirmative and 1 in the negative.

[See [Yea and Nay No. 112](#) in Supplement.]

Therefore the consolidated amendments (environment and climate, and infrastructure) were adopted.

At twenty-nine minutes before four o'clock P.M. (Friday, October 29), on motion of Mr. Jones of North Reading (Ms. Hogan of Stow being in the Chair), the House recessed until six o'clock P.M.; and at sixteen minutes before eight o'clock the House was called to order with Ms. Hogan in the Chair.

After remarks on the question on passing the bill, as amended, to be engrossed, Mr. Michlewitz of Boston and other members of the House moved to amend it in section 2A, in item 1599-2027, in line 109, by inserting after the word “languages” the following: “; provided further, that not less than \$500,000 shall be expended to the Massachusetts Down Syndrome Congress for the Your Next Star Employment Academy to provide job training and job placement for individuals with Down syndrome whose jobs were eliminated during the 2019 novel pandemic; provided further, that not less than \$4,000,000 per year for 5 years, totaling not less than \$20,000,000 by 2026, shall be expended by the Jewish Vocational Services to provide a rapid reemployment grant”;

In item 1599-3000, in lines 290, 291 and 292, by striking out the following: “\$25,000,000 shall be expended for grants to: (i) businesses that focus on reaching underserved markets; and (ii) minority-owned, women-owned and veteran-owned businesses” and inserting in place thereof the following: “\$35,000,000 shall be expended for grants to: (i) businesses that focus on reaching underserved markets; and (ii) minority-owned, women-owned and veteran-owned businesses”; and in said item by striking out the figures: “50,000,000” and inserting in place thereof the figures: “60,000,000”;

By inserting after item 2800-0111 (inserted by amendment) the following four items:

“0321-1620 For the administration of legal services in Massachusetts; provided,

Consolidated amendments adopted,—yea and nay No. 112.

Recess.

Consolidated amendments (workforce, economic development and miscellaneous).

that not less than \$5,000,000 shall be expended for Massachusetts Legal Assistance Corporation for the operation of the following programs for the periods covering fiscal years 2022, 2023 and 2024; provided further, that funds may be expended for a Medical Legal Partnership Program to address health harming legal needs and promote health equity and access to legal assistance to improve overall health outcomes for low income residents; provided further, that funds may be expended to fund a High-Quality Education for All Students Program to address barriers to fair, equitable and high-quality education for low income students; provided further, that funds may be expended for a Legal Services Family Preservation Program to provide legal assistance and related supportive services to families at the early stages of involvement with the department of children and families with the goal of keeping families intact; provided further, that the corporation shall be responsible for exercising oversight, implementing fiscal controls, data collection, deliverables, and ongoing programmatic evaluation of each of these programs; and provided further, that the corporation shall submit a report on these expenditures to the House and Senate Ways and Means Committees on annual basis.....\$5,000,000

7003-0102 For workforce development initiatives, including, but not limited to, educational programming, capital supports, training programs, and special projects; provided, that not less than \$100,000 shall be expended for the employment of youth residents of Boston Housing Authority developments in local small businesses and non-profits; provided further, that not less than \$500,000 shall be expended for Gloucester Marine Genomics Institute, Inc. for costs incurred in association with the expansion of the Gloucester Biotechnology Academy, and for hiring and training of instructors at the Gloucester Biotechnology Academy; provided further, that said funds shall be available for the hiring and training of instructors by Gloucester Marine Genomics Institute, Inc. until June 30, 2026; provided further, that not less than \$100,000 shall be expended for MissionSAFE of Boston for the expansion of pre-apprenticeship and jobs skills programming, in partnership with established sports and arts-based workforce development programs and with bona fide training programs of building trades, laborers, carpenters, and other trades or locals targeting youth and young adults up to age 26, who because of violence or trauma are initially resistant to and need “step-up” bridge programming before effective participation in traditional apprenticeship programming; provided further, that not less than \$20,000 shall be expended to the town of Barre to facilitate access to broadband services; provided further, that not less than \$100,000 shall be expended for the New England Farm Workers Council for education, employment, training and community networking opportunities for individuals and young adults; provided further, that not less than \$50,000 shall be expended for program support to

Entrepreneurship for All - Cape Cod to support new businesses; provided further, that not less than \$150,000 shall be expended for the WorcShop for apprenticeship for electrification automotive training; provided further, that not less than \$102,000 shall be expended to the University of Massachusetts at Amherst to establish a community veterinary clinic for low income pet owners, located at the Mount Ida Campus in Newton; provided further, that not less than \$50,000 shall be expended to the Allston-Brighton CDC for a job training partnership program for residents impacted by job loss due to the COVID-19 pandemic; provided further, that not less than \$150,000 shall be expended for the E-Team Machinist Training program in the city of Lynn; provided further, that not less than \$50,000 shall be expended to Women Thriving for COVID-19 related resiliency workshops for women facing economic, social and racial inequities; provided further, that not less than \$100,000 shall be expended to the Weymouth Teen center for job skills training and equipment; provided further, that not less than \$50,000 shall be expended to the town of Hadley public safety departments; provided further, that not less than \$100,000 shall be expended for the New England Farm Workers Council, Inc. for building capacity in the childcare provider system in predominately Latino communities; provided further, that not less than \$50,000 shall be expended for the Massachusetts Alliance of Portuguese Speakers in the city of Cambridge; provided further, that not less than \$50,000 shall be expended for the Welcome Project in the city of Somerville; provided further, that not less than \$100,000 shall be expended to the East Boston Harborside Community school to provide adult education and workforce training services, including through improved access to technology, stipends and assistance for adult learners; provided further, that not less than \$80,000 shall be expended to the town of Amherst to support translation services, promote engagement and inclusion, and facilitate participation in civic activities for BIPOC and ESL communities; provided further, that not less than \$75,000 shall be expended to the town of Bedford for the implementation of Bedford's Racial Equity Municipal Action Plan and to support the town's mission to recruit and retain a diverse municipal staff and volunteer base; provided further, that not less than \$5,000,000 shall be expended for debt service obligations incurred by the Edward M. Kennedy Institute for the United States Senate so that said Institute may continue offering civic education programming to the public; provided further, that not less than \$3,000,000 shall be expended for the Urban League of Eastern Massachusetts and the Urban League of Springfield for the streetwise MBA supplier diversity program; and provided further, that funds shall be expended fully and on a schedule consistent with the provisions of section 9B of chapter 29 of the General Laws.....\$9,977,000

7002-1530 For capital improvements, cultural and tourism related programs and special projects; provided, that not less than \$50,000 shall be

expended for the Billerica Historical Society for capital improvements for historic sites in the city of Billerica; provided further, that not less than \$50,000 shall be expended for capital improvements for the Middlesex Canal Museum renovation; provided further, that not less than \$50,000 shall be expended for additional programming and staffing for Amplify POC of Cape Cod; provided further, that not less than \$60,000 shall be expended for the Yarmouth Chamber of Commerce toward the operation of the visitors center located on Route 6 in Barnstable; provided further, that not less than \$25,000 shall be expended for the Jones River Village Historical Society to offset lost revenue due to the 2019 novel coronavirus pandemic; provided further, that not less than \$150,000 shall be expended for the Lexington historical society for remodeling of the historic Lexington Depot community building to improve public access and community engagement for the 250th anniversary of the Battle of Lexington; provided further, that not less than \$75,000 shall be expended for the preservation of the Tilden House in Canton; provided further, that not less than \$200,000 shall be expended for The Paul Revere Museum of Discovery and Innovation in Canton; provided further, that not less than \$75,000 shall be expended for the Friends of the Public Garden for hosting the unveiling of the restored Shaw Memorial in the Boston Common in the city of Boston; provided further, that not less than \$100,000 shall be expended for the Boston Architectural College for hosting the Doshi Exhibit; provided further, that not less than \$175,000 shall be expended for Gloucester Celebration Corporation for the planning and celebration of the 400th anniversary of the settlement of Gloucester; provided further, that not less than \$50,000 shall be expended for North Brookfield townhouse renovations; provided further, that not less than \$28,000 shall be expended for acquiring a utility task vehicle in Abington; provided further, that not less than \$55,000 shall be expended for renovations to the John Silva Jr. sports complex in East Bridgewater; provided further, that not less than \$50,000 shall be expended for the town of Wrentham for the celebration of its 350th anniversary; provided further, that not less than \$100,000 shall be expended for the NAACP Boston branch; provided further, that not less than \$50,000 shall be expended for the Museum of African American History; provided further, that not less than \$50,000 shall be expended for the No Books, No Ball basketball program; provided further, that not less than \$100,000 shall be expended for Enrichment center in Dorchester; provided further, that not less than \$25,000 shall be expended for the People for Riverbend Park Trust for a marker commemorating the contributions of Frederick Law Olmsted and Charles Eliot to Riverbend park in Cambridge; provided further, that not less than \$25,000 shall be expended for the Hispanic senior and other senior populations economically affected by the 2019 novel coronavirus pandemic in Southbridge; provided further, that not

less than \$75,000 shall be expended for the Fall River Arts & Culture Coalition to provide programming for arts and culture projects committed to equity, accessibility and collaboration in Fall River; provided further, that not less than \$100,000 shall be expended for establishing a Cape Verdean Cultural Center in the city of Boston, including, but not limited to, the creation of a nonprofit organization to oversee the construction and management of the cultural center; provided further, that not less than \$20,000 shall be expended for a new commercial stove and oven for the American Legion Post 210 in Saugus; provided further, that not less than \$56,000 shall be expended for the District Center for the Arts in Taunton; provided further, that not less than \$50,000 shall be expended to the Samuel Slater Experience museum in Webster to establish a transportation support fund for K-12 public school systems to attend educational programs at the museum in Webster; provided further, that not less than \$50,000 shall be expended for the cultural celebration of the 250th anniversary of the town of Ludlow; provided further, that not less than \$300,000 shall be expended for the Boch Center for capital improvements needed to safely reopen the Wang and Shubert theatres located in Boston; provided further, that not less than \$500,000 shall be expended for the Boston Arts Summer Institute, to operate the Massachusetts Arts Stagecraft Initiative to support the theater arts and entertainment industry directly impacted by the 2019 novel coronavirus pandemic, through job training, workforce development and diversification; provided further, that not less than \$75,000 shall be expended for the Pilgrim Hall Museum in Plymouth to provide an economic lifeline; provided further, that not less than \$75,000 shall be expended for the Spire Center for Performing Arts in Plymouth for architectural, engineering, and preservation consultants; provided further, that not less than \$200,000 shall be expended for the installation of an entry archway to Cambodia Town in Lowell to increase cultural and visitation interest; provided further, that not less than \$200,000 shall be expended for capital improvements and ventilation upgrades to the Charlestown Working Theater, Inc. in the Charlestown section of Boston; provided further, that not less than \$50,000 shall be expended to Regional Youth Baseball to make improvements to 7 baseball field bleachers in Mansfield; provided further, that not less than \$100,000 shall be expended for staffing at the Cape Verdean Association of Brockton; provided further, that not less than \$500,000 shall be expended to the New England Historic Genealogical Society; provided further, that not less than \$150,000 shall be expended to the Black Springfield Covid-19 Coalition; provided further, that not less than \$30,000 shall be expended for the Forbes House Museum in Milton; provided further, that not less than \$100,000 shall be expended to the town of Winthrop for the installation of sidewalks; provided further, that not less than \$250,000 shall be expended to the Massachusetts International Festival of the Arts

Victory Theatre Performing Arts Center to support the Pioneer Valley Economic Revitalization Project; provided further, that not less than \$300,000 shall be expended for the construction of the Major Taylor Museum in Worcester; provided further, that not less than \$75,000 shall be expended to the Salisbury Cultural District in Worcester; provided further, that not less than \$350,000 shall be expended for the renovation of Creative Hub Worcester in Worcester; provided further, that not less than \$50,000 shall be expended for the repaving of a section of Route 119 in Groton; provided further, that not less than \$50,000 shall be expended to implement a paperless document management system in Charlton; provided further, that not less than \$150,000 shall be expended for the New Bedford Art Museum; provided further, that not less than \$50,000 shall be expended to the town of Wareham for the revitalization of Merchants Way; provided further, that not less than \$50,000 shall be expended for the purchase of a new emergency ambulance vehicle in Pepperell; provided further, that not less than \$200,000 shall be expended for the Cape Verdean Association in New Bedford; provided further, that not less than \$100,000 shall be expended for 1Berkshire to bolster technical assistance and support for initiatives that advance diversity and regional equity; provided further, that not less than \$50,000 shall be expended for the New Bedford Festival Theater; provided further, that not less than \$200,000 shall be expended for the Zeiterion Performing Arts Center in New Bedford; provided further, that not less than \$75,000 shall be expended for the construction of a monument dedicated to Elizabeth 'Mum Bett' Freeman in Sheffield; provided further, that not less than \$50,000 shall be expended for the Frederick Douglass House in New Bedford; provided further, that not less than \$100,000 shall be expended for Springfield museums for exhibitions, upgrades and programs that explain and promote understanding of the history and significance of minority populations and include a Latino Arts Festival which incorporates a permanent exhibit; provided further, that not less than \$50,000 shall be expended for AHA! Art, History & Architecture in New Bedford; provided further, that not less than \$100,000 shall be expended for the Northampton Arts Trust for the completion of its black box theater; provided further, that not less than \$50,000 shall be expended for the Lawrence Sueños Basketball program to support the recreational, social, and health benefits that the league provides to low-income youth in Lawrence; provided further, that not less than \$1,000,000 shall be expended for the design and construction of an addition and upgrades to the current building at the Brockton Council on Aging; provided further, that not less than \$50,000 shall be expended for a radio box upgrade for cisterns and fire protection systems throughout Westminster; provided further, that not less than \$100,000 shall be expended for the Greater Springfield Convention and Visitors Bureau, Inc. to market and promote the Pioneer Valley of

Hampden, Hampshire and Franklin counties' in-state tourism and visits from New York, New Jersey and other New England states, with a focus on small and local businesses that have been adversely impacted by travel disruptions from the 2019 novel coronavirus pandemic; provided further, that not less than \$1,000,000 shall be expended for a solar array and outdoor programs and exhibit upgrades at the Walter D. Stone Memorial Zoo for the Commonwealth Zoological Corporation, established in section 2 of chapter 92B of the General Laws; provided further, that not less than \$1,000,000 shall be expended to the New England Aquarium Corporation for maintenance upgrades and other improvements including those necessary for the operation of facilities operated by the New England Aquarium Corporation in the cities of Boston and Quincy; provided further, that not less than \$100,000 shall be expended for tourism and cultural enhancements at the Lynn Memorial Auditorium; provided further, that not less than \$50,000 shall be expended to rebuild the Polish American Citizen club in order to host cultural events and help recover from the negative impacts of the 2019 novel coronavirus; provided further, that not less than \$125,000 shall be expended for upgrading ventilation at the historic First Baptist Church in Newton with a fresh air circulation and air purification system; provided further, that not less than \$50,000 shall be expended for an expansion of the sewer system in Barnstable; provided further, that not less than \$50,000 shall be expended for wastewater projects in Sandwich; provided further, that not less than \$25,000 shall be expended for St. Mary's of Carmen Society; provided further, that not less than \$600,000 shall be expended for the revitalization and restoration of Havey beach and the Havey beach boathouse on the Charles river in West Roxbury section of the city of Boston; provided further, that not less than \$200,000 shall be expended for community engagement and education space for New England Public Media, Inc.; provided further, that not less than \$300,000 shall be expended for a partnership between the Basketball Hall of Fame and Springfield College to explore the intersection of basketball and social justice; provided further, that not less than \$50,000,000 shall be transferred to the MBTA for economic development improvements to transit stations in Norfolk county; provided further, that not less than \$500,000 shall be expended to MassDOT for the construction of a sound barrier wall at South Station along Atlantic Ave in Boston; provided further, that not less than \$200,000 shall be expended for the Friends of Reggie Wong Park Inc., for improvements to Reggie Wong Park in Boston; provided further, that not less than \$1,300,000 shall be expended for the Rose Fitzgerald Kennedy Greenway Conservancy, Inc. for the Cross street revitalization, including a North End Italian immigrant memorial on the corner of Cross and Hanover street coordinated through the Freedom Trail foundation and the Boston Arts commission; and provided further, that funds shall be expended fully and on a schedule

consistent with the provisions of section 9B of chapter 29 of the
 General Laws.....\$63,124,000
 7002-2023 For the administration of small business programs and special
 projects; provided, that not less than \$75,000 shall be expended
 to the city of Melrose for economic recovery efforts in support
 of its small business and nonprofit sectors; provided further, that
 not less than \$35,000 shall be expended to the Pembroke
 chamber of commerce, Inc. to support small businesses;
 provided further, that not less than \$25,000 shall be expended to
 the Plymouth Area chamber of commerce to support small
 businesses; provided further, that not less than \$35,000 shall be
 expended to the town of Hanson for small business assistance;
 provided further, that not less than \$50,000 shall be expended to
 the Wellesley Town Merchants to support and enhance local
 programming designed to help local businesses impacted by the
 2019 novel coronavirus; provided further, that not less than
 \$10,000 shall be expended for Beverly Main Streets to support
 its programs to promote business and economic development in
 Beverly; provided further, that not less than \$100,000 shall be
 expended to the Cape Cod Canal Region chamber of commerce
 to replace the roof and repair support structures of the chamber
 office and visitor center located in Buzzards Bay; provided
 further, that not less than \$50,000 shall be expended to Mattapan
 Square Main streets; provided further, that not less than \$50,000
 shall be expended to improve business engagement, branding,
 and wayfinding in Belchertown; provided further, that not less
 than \$50,000 shall be expended to Partners for Community for
 programs to assist and advise the development of Latino
 businesses in Holyoke in collaboration with the Greater Holyoke
 chamber through its Latino chamber program; provided further,
 that not less than \$50,000 shall be expended for the Main South
 Business Association in Worcester to further assist minority
 entrepreneurs with technical assistance, legal services, and
 compliance training; provided further, that not less than
 \$150,000 shall be expended for economic recovery planning
 support for the 'Golden Triangle' to mitigate impacts from the
 2019 novel coronavirus pandemic; provided further, that not less
 than \$100,000 shall be expended to Partners for Community for
 programs to assist and advise the development of Latino
 businesses in Springfield; provided further, that not less than
 \$100,000 shall be expended to Upham's Corner Main streets to
 provide technical assistance to North Dorchester small
 businesses most impacted by the 2019 novel coronavirus
 pandemic, in accessing local, state, and federal small business
 economic relief and recovery programs; provided further, that
 not less than \$50,000 shall be expended to the Northampton
 chamber of commerce to procure rapid COVID-19 test kits for
 use by area businesses so that they may remain open safely;
 provided further, that not less than \$150,000 shall be expended
 to the Burlington area chamber of commerce to support
 programming and membership for local businesses; provided

further, that not less than \$300,000 shall be expended to the Lynn Economic Development & Industrial Corporation of Lynn to distribute grants to businesses that have been adversely impacted by the 2019 novel coronavirus, with preference given to women-owned and minority-owned businesses; provided further, that not less than \$75,000 shall be expended to the Bedford Area Chamber of Commerce to support programming and membership for local businesses; provided further, that not less than \$125,000 shall be expended to the town of Stoneham for partial redesign of their south downtown business corridor to increase economic development in that area; provided further, that not less than \$125,000 shall be expended to the city of Woburn to implement the recommendations of the city of Woburn’s report from the Massachusetts Downtown Initiative Local Rapid Recovery Program, which is designed to assist downtowns plan for a future beyond the economic challenges of the 2019 novel coronavirus pandemic and further support economic recovery efforts in support of its small business; provided further, that not less than \$150,000 shall be expended to the town of Winchester to implement their Local Rapid Recovery Plan; provided further, that not less than \$100,000 shall be expended to the town of Burlington for the creation of a pocket park in the town center; provided further, that not less than \$50,000 shall be expended to the Downtown Amherst Foundation for the development of The Drake, a performing arts and cultural venue; provided further, that not less than \$350,000 shall be expended to the New England Civil Rights Fund for the Black Boston Hospitality Coalition for infrastructure support to minority owned businesses; provided further, that not less than \$25,000 shall be expended for the Nonantum Neighborhood Association; provided further, that not less than \$250,000 shall be expended for the Boston Area Research Initiative at Northeastern University; and provided further, that funds shall be expended fully and on a schedule consistent with the provisions of section 9B of chapter 29 of the General Laws.....\$2,630,000”;

In section 4, in line 354, by inserting after the word “program” the words “, the federal communications commission’s emergency broadband benefit program, the federal communications commission’s lifeline program”; and in line 356, by inserting after the word “partners” the words “, public housing authorities”;

By inserting after section 59 the following section:

“SECTION 59A. Subsection (d) of section 108 of said chapter 253 is hereby amended by striking out the figure ‘2021’ and inserting in place thereof the following figure: 2022.”;

By inserting after section 64 the following section:

“SECTION 64A. Subsection (c) of section 130 of said chapter 24 is hereby amended by striking out the words ‘December 31, 2021’ and inserting in place thereof the following words: July 1, 2022.”; and

By inserting after section 67 the following section:

“SECTION 67A. The department of unemployment assistance shall establish a public information campaign to provide notice and promote awareness of the

availability of an overpayment waiver related to unemployment insurance benefits overpayments. The information campaign shall include information related to: (i) an individual's right to request an overpayment waiver; (ii) requirements to be deemed eligible for an overpayment waiver; (iii) how to access and apply for the waiver; (iv) information an individual is required to provide to the department in order to apply for the waiver; and (v) information related to collections actions while the request for a waiver overpayment is pending and after the final determination of the waiver request. The department shall seek to ensure the information campaign reaches individuals who received any unemployment insurance benefits that were accrued in 2020 and 2021, including benefits under chapter 151A of the General Laws, Pandemic Unemployment Assistance, Pandemic Emergency Unemployment Compensation, Federal Extended Benefits, Federal Pandemic Unemployment Compensation and Mixed Earner Unemployment Compensation.”.

On the question on adoption of the consolidated amendments, the sense of the House was taken by yeas and nays, as required under the provisions of House Rule 33F, and on the roll call 158 members voted in the affirmative and 0 in the negative.

[See [Yea and Nay No. 113](#) in Supplement.]

Therefore the consolidated amendments (workforce, economic development and miscellaneous) were adopted.

Mr. Michlewitz of Boston then moved to amend the bill in section 2A, in item 7004-9318 (inserted by amendment) by inserting after the words “neurological disorders” the following: “; provided further, that not less than \$75,000 shall be expended for the installation of a generator at Mattapoisett Senior Housing in Mattapoisett; provided further, that not less than \$75,000 shall be expended for Beacon Communities Housing in Springfield to develop a healthy play space”; and in said item by striking out the figures: “11,737,000” and inserting in place thereof the figures: “11,887,000”;

In item 1599-2028 by inserting after the word “pandemic” (inserted by amendment) the following: “; provided further, that not less than \$1,000,000 shall be expended to the Jewish Family and Children’s Service of Greater Boston to provide mental health and other wrap around services to vulnerable populations”;

In item 1599-2037, in lines 263 and 264, by striking out the words “black, indigenous and other educators of color” and inserting in place thereof the words “black, indigenous, Latinx, Asian, immigrants, refugees and other educators of color”;

In item 4000-0013 (inserted by amendment) by inserting after the words “children and adolescents” the following: “; provided further, that not less than \$100,000 shall be expended to the Fresh Start Furniture Bank in Hudson for the purchase of bedding and other furniture to be used for the placement of Afghan families and refugees in the Commonwealth”; and in said item by striking out the figures: “18,445,000” and inserting in place thereof the figures: “18,545,000”;

In item 1599-3002 by inserting after the words “public facility” (inserted by amendment) the words “in the town of Mansfield”, by striking out the words “in the city of Burlington” (inserted by amendment) and inserting in the place thereof the words “the town of Burlington”; and by inserting after the words “Stow food pantry” (inserted by amendment) the following: “; provided further, that not less than \$500,000 shall be expended to the Massachusetts Military Support Foundation, Inc. for the operation of empowerment centers and to support the distribution of food to veterans in need in the counties of Barnstable, Bristol, Dukes, Essex, Hampden, Plymouth, Suffolk and Worcester; provided further, that these funds shall be available for this purpose until the end of fiscal year 2026; provided further, that not less than

Consolidated amendments adopted,—yea and nay No.113.

\$100,000 shall be expended to the town of Bedford for the maintenance of a food pantry or to otherwise address food insecurity in Bedford; provided further, that not less than \$200,000 shall be expended to Quincy Asian Resources, Inc. in Quincy for the mobile truck food pantry program; provided further, that not less than \$1,000,000 shall be expended to the Massachusetts department of agriculture for an Agricultural Fair Economic Recovery Fund; provided further, that grants may be used for employee payroll and benefit costs, mortgage interest, rent, utilities and interest, other debt obligation or other expenses incurred during the COVID-19 pandemic”;

In item 7010-0015 (inserted by amendment) by striking out the words “heating, ventilation and air conditioning system improvements for the town of Holbrook” and inserting in place thereof the words “information technology improvements for the town of Holbrook”; and

In item 2800-0111 (inserted by amendment) by striking out the words “recreational area in the city of Malden” and inserting in place thereof the words “recreational area in the city of Medford”.

The amendments were adopted.

The Speaker being in the Chair,—

On the question on passing the bill, as amended, to be engrossed, the sense of the House was taken by yeas and nays, at the request of Mr. Michlewitz of Boston; and on the roll call 159 members voted in the affirmative and 0 in the negative.

[See [Yea and Nay No. 114](#) in Supplement.]

Therefore the bill (House, No. 4234, published as amended) was passed to be engrossed. Sent to the Senate for concurrence.

Bill passed to
be engrossed,—
yea and nay
No. 114.

Order.

On motion of Mr. Mahoney of Worcester,—

Ordered, That when the House adjourns today, it adjourn to meet on Tuesday next at eleven o’clock A.M.

Next
sitting.

Accordingly, without further consideration of the remaining matters in the Orders of the Day, at twenty-three minutes before nine o’clock P.M. (Friday, October 29), on motion of Mr. Jones of North Reading (the Speaker being in the Chair), the House adjourned, to meet the following Tuesday at eleven o’clock A.M., in an Informal Session.

The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



TUESDAY, NOVEMBER 2, 2021.

[108]

JOURNAL OF THE HOUSE.

Tuesday, November 2, 2021.

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.

Petitions.

The following additional petition (having been deposited in the office of the Clerk of the House, previously to five o'clock P.M., on Friday, February 19, 2021) was referred, under Rule 24 and Joint Rule 13, as follows:

By Ms. Miranda of Boston, a petition (accompanied by bill, House, No. 4236) of Liz Miranda and others for legislation to provide for an audit and an investigation by a special commission concerning gun violence prevention and intervention funding. To the committee on Public Safety and Homeland Security. Sent to the Senate for concurrence.

Gun violence
prevention,—
commission.

Representative Meschino of Hull and Senator O'Connor presented a joint petition (accompanied by bill, House, No. 4235) of Joan Meschino and Patrick M. O'Connor (by vote of the town) that the town of Hull be authorized to grant up to 5 additional licenses for the sale of all alcoholic beverages to be drunk on the premises; and the same was referred to the committee on Consumer Protection and Professional Licensure. Sent to the Senate for concurrence.

Hull,—
liquor
licenses.

Petitions severally were presented and referred as follows:

By Mr. Day of Stoneham (by request), a petition (subject to Joint Rule 12) of Dennis Bain for adoption of resolutions by the General Court requesting the Governor (with consent of the council) to remove Judge Melanie Gargas from the Middlesex County Family and Probate Court.

Judge Gargas,—
removal.

By Messrs. González of Springfield and Rogers of Cambridge, a petition (subject to Joint Rule 12) of Carlos González, David M. Rogers and Russell E. Holmes relative to civil asset forfeiture.

Civil asset
forfeiture.

By Ms. Tyler of Boston, a petition (subject to Joint Rule 12) of Chynah Tyler and others relative to compensation for paramedics and emergency medical technicians providing ambulance services during the COVID-19 state of emergency.

Paramedics,—
compensation.

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

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

Lowell,—
land.

the petition of Rady Mom that the Commissioner of Capital Asset Management and Maintenance be authorized to convey certain land in the city of Lowell to the Lowell Housing Authority. 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 State Administration and Regulatory Oversight. Sent to the Senate for concurrence.

By Ms. Dykema of Holliston, for the committee on Environment, Natural Resources and Agriculture, asking to be discharged from further consideration of the petition (accompanied by bill, House, No. 4021) of Dylan A. Fernandes relative to indigenous representation on the Martha's Vineyard Commission,— and recommending that the same be referred to the committee on Municipalities and Regional Government. Under Rule 42, the report was considered forthwith; and it was accepted. Sent to the Senate for concurrence.

Martha's
Vineyard.

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

The Senate Bill authorizing the city of New Bedford to convey certain land acquired for open space and play ground [sic] purposes (Senate, No. 29) [Local Approval Received]; and

New Bedford,—
land.

House bills

Designating a certain bridge in the town of Orleans as the Norman Wood Finch memorial bridge (House, No. 3969);

Orleans,—
Finch bridge.

Relative to bidding requirements for a certain affordable housing project in the town of Brookline (House, No. 4083) [Local Approval Received];

Brookline,—
housing.

Designating a certain bridge in the city of Haverhill as the Ted and Mary Murphy bridge (House, No. 4099);

Haverhill,—
Murphy bridge.

Relative to the Provincetown public pier corporation (House, No. 4190) [Local Approval Received];

Provincetown,—
public pier.

Authorizing the town of Eastham, acting by and through its board of selectmen, to convey a conservation restriction on a certain parcel of land to the Eastham Conservation Foundation, Inc. [sic] (House, No. 4192) [Local Approval Received];

Eastham,—
land.

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. Finn of West Springfield, for the committee on Children, Families and Persons with Disabilities, on a petition, a Bill to support families (House, No. 221, changed in section 2, in line 9, by striking out the figures: "1506" and inserting in place thereof the figures: "5106").

Families,—
support.

By the same member, for the same committee, on a petition, a Bill creating a center on child wellness and trauma (House, No. 238).

Child wellness
and trauma.

Severally referred, under Joint Rule 1E, to the committee on Health Care Financing.

By Mr. Finn of West Springfield, for the committee on Children, Families and Persons with Disabilities, on a petition, a Bill requiring the documentation of child counsel appointments (House, No. 187).

Child counsel
appointments.

By the same member, for the same committee, on House, Nos. 204 and 212, a Bill establishing a foster parents' Bill of Rights (House, No. 212) [Senator Eldridge dissenting].

Foster
parents,—
rights.

By the same member, for the same committee, on a petition, a Bill to assure quality foster care (House, No. 213).	Id.
By the same member, for the same committee, on a petition, a Bill relative to foster care recruitment (House, No. 232).	Foster care,— recruitment.
By the same member, for the same committee, on a petition, a Bill relative to children’s advocacy centers and the Massachusetts children’s alliance (House, No. 3816).	Children’s advocacy centers.
By Ms. Dykema of Holliston, for the committee on Environment, Natural Resources and Agriculture, on Senate, No. 497 and House, No. 872, a Bill increasing the annual stipend for members of the Commonwealth’s hazardous material response teams (House, No. 872).	Hazardous material response,— stipend.
By the same member, for the same committee, on a petition, a Bill to establish a study of Kingsbury Pond in the town of Norfolk (House, No. 885).	Norfolk,— Kingsbury Pond.
By the same member, for the same committee, on Senate, No. 587 and House, No. 904, a Bill further regulating the enforcement of illegal hunting practices (House, No. 904).	Hunting,— illegal practices.
By the same member, for the same committee, on a petition, a Bill to provide for housing within the Manuel F. Correllus State Forest (House, No. 909).	Correllus forest.
By the same member, for the same committee, on a joint petition, a Bill authorizing the Massachusetts Water Resources Authority to release easements upon certain real property in the town of Canton (House, No. 915).	Canton,— easements.
By Mr. Cabral of New Bedford, for the committee on State Administration and Regulatory Oversight, on a petition, a Bill relative to the Massachusetts Food Policy Council (House, No. 3231).	Food Policy Council.
By the same member, for the same committee, on a petition, a Bill authorizing the Division of Capital Asset Management and Maintenance to convey a certain easement in the town of Savoy (House, No. 4088).	Savoy,— easement.
By Mr. Straus of Mattapoisett, for the committee on Transportation, on a petition, a Bill to protect vulnerable road users by requiring certain vehicles to be equipped with side under-ride guards and blind spot mirrors (House, No. 3505).	Vehicular equipment.
Severally read; and referred, under Rule 33, to the committee on Ways and Means.	
By Mr. Finn of West Springfield, for the committee on Children, Families and Persons with Disabilities, on a petition, a Bill expanding access to adoption (House, No. 243).	Adoption,— expansion.
By Ms. Dykema of Holliston, for the committee on Environment, Natural Resources and Agriculture, on a petition, a Bill establishing memorial markers in the towns of Milton and Canton in memory of certain law enforcement officers killed in the line of duty (House, No. 887).	Milton and Canton,— officer markers.
Severally read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.	

Engrossed Bill.

The engrossed Bill authorizing the town of Deerfield to continue the employment of police department members Robert Warger, Joseph Mieczkowski and Raymond Burniske (see House, No. 4128) (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.
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Orders of the Day.

The House Bill changing the Board of Selectmen of the town of Plainfield to a Select Board (House, No. 3859), 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 relative to the Chilmark select board (House, No. 3985), reported by the committee on Bills in the Third Reading to be correctly drawn, was read a third time.

Chilmark,—
select board.

Pending the question on passing the bill to be engrossed, Ms. Garlick of Needham moved to amend it by striking out all after the enacting clause and inserting in place thereof the following:

“SECTION 1. Notwithstanding any general or special law or by law to the contrary, the executive body of the town of Chilmark, previously known as the board of selectmen, shall be known as the select board of the town of Chilmark, which shall have all of the powers and authority of a board of selectmen under any general or special law or by-law; provided further, that the members of the select board, previously known as selectmen, shall be known as select board members.

SECTION 2. This act shall take effect upon its passage.” .

The amendment was adopted; and the bill (House, No. 3985, amended) was passed to be engrossed. Sent to the Senate for concurrence.

Order.

On motion of Mr. Mariano of Quincy,—

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

Next
sitting.

At seven minutes after eleven o'clock A.M., on motion of Mr. Vieira of Falmouth (Mr. Donato of Medford being in the Chair), the House adjourned, to meet the following Thursday at eleven o'clock A.M., in an Informal Session.

The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



THURSDAY, NOVEMBER 4, 2021.

[109]

JOURNAL OF THE HOUSE.

Thursday, November 4, 2021.

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 Tribute.

At the request of Representatives Capano of Lynn, Cahill of Lynn, Ehrlich of Marblehead and Wong of Saugus, the members and employees stood in a moment of silent tribute in respect to the memory of former State Representative of the 11th Essex District, State Senator, and Lynn Mayor, Edward J. "Chip" Clancy, Jr., who passed away on June 6, 2021 at the age of 70. He is survived by his wife Linda Ryan-Clancy; his stepchildren Sean Mills and Daniel Ryan; and many loving grandchildren, nieces, and nephews. Chip leaves behind an enduring legacy of public service and selfless commitment to the Commonwealth. He could always be found at his favorite locations: the library or church.

Edward
"Chip"
Clancy.

Chip Clancy will be remembered as a great public servant, who represented his community for over thirty years. His abiding love for Lynn and its people will never be forgotten.

Change in Membership of the Grandparents Raising Grandchildren Commission.

The Speaker announced that Douglas H. Spicer of Newton had resigned as his designee to the permanent commission on the Status of Grandparents Raising Grandchildren established (under Section 69 of Chapter 3 of the General Laws) and that Gail Williams of Boston had been appointed as his designee to the commission to fill the vacancy.

Grandparents
Raising
Grandchildren.

Resolutions.

Resolutions (filed with the Clerk by Mr. Roy of Franklin) congratulating Gilberto Alvarez on the occasion of his ninetieth birthday, were referred under Rule 85, to the committee on Rules.

Gilberto
Alvarez.

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

Paper from the Senate.

The following notice was received from the Clerk of the Senate:—

November 3, 2021.

Honorable Steven T. James
Clerk of the House of Representatives
Room 145 State House
Boston, MA 02133

Dear Mr. Clerk:

I have the honor to inform you that the Honorable Karen E. Spilka, President of the Senate made the following appointments:

Shivang Patel (under Section 26 of Chapter 260 of the Acts of 2020) to the Rare Disease Advisory Council;

Carl Richardson (pursuant to Section 74 of Chapter 253 of the Acts of 2020) to the permanent commission on the status of persons with disabilities; and

Senator Susan Moran (pursuant to Section 134 of Chapter 24 of the Acts of 2021) to the Non-Emergency Human Services Transportation Task Force.

Rare Disease council.

Persons with disabilities.

Non-emergency transportation.

Respectfully,
MICHAEL D. HURLEY
Clerk of the Senate.

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 Carlos González, David M. Rogers and Russell E. Holmes relative to civil asset forfeiture. To the committee on the Judiciary.

Petition (accompanied by bill) of Paul K. Frost, Joseph D. McKenna and Ryan C. Fattman for legislation to establish a sick leave bank for Heather Worster, an employee of the Department of Mental Health. To the committee on Public Service.

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

Civil asset forfeiture.

Heather Worster,—
sick leave.

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

Authorizing Nantucket land transfers (House, No. 4104) [Local Approval Received];

Authorizing the town of Lincoln to establish a fee for checkout bags (House, No. 4106, changed) [Local Approval Received];

Relative to the Nantucket Audit Committee (House, No. 4123) [Local Approval Received]; and

Nantucket,—
land.

Lincoln,—
bag fee.

Nantucket,—
committee.

Validating the results of the special town meeting held on September 14, 2021 and the special election held on September 21, 2021 in the town of Leicester (printed in House, No. 4211);

Leicester,—
special
elections.

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

Engrossed Bill.

The engrossed Bill authorizing the town of Clinton to grant an additional license for the sale of all alcoholic beverages not to be drunk on the premises (see House, No. 3896) (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 House Bill granting equal access to original birth certificates to all persons born in Massachusetts (House, No. 2294), 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 relative to the South Norwood General Business District (House, No. 4114), reported by the committee on Bills in the Third Reading to be correctly drawn, was read a third time.

South Norwood
Business
District.

Pending the question on passing the bill to be engrossed, Ms. Garlick of Needham moved to amend it by striking out all after the enacting clause and inserting in place thereof the following:

“SECTION 1. The first sentence of subsection (a) of chapter 44 of the acts of 2016 is hereby amended by inserting after the word ‘located’ the following words: at 83 Morse street and.

SECTION 2. Said first sentence of said subsection (a) of said chapter 44 is hereby further amended by inserting after the date ‘December 16, 2003’ the following words:- ; provided, that the license issued to 83 Morse street shall be subject to subsections (b) and (c) of this act.”.

The amendment was adopted; and the bill (House, No. 4114, amended) was passed to be engrossed. Sent to the Senate for concurrence.

The House Bill authorizing the town of Easton to grant an additional license for the sale of all alcoholic beverages not to be drunk on the premises (House, No. 4116) (its title having been changed by the committee on Bills in the Third Reading), reported by said committee to be correctly drawn, was read a third time.

Easton,—
liquor
license.

Pending the question on passing the bill to be engrossed, Ms. Garlick of Needham moved to amend it in section 1, in lines 1 to 12, inclusive, by striking out the two paragraphs contained in those lines and inserting in place thereof the following two paragraphs:

“SECTION 1. (a) Notwithstanding section 17 of chapter 138 of the General Laws, the licensing authority of the town of Easton may grant an additional license

for the sale of all alcoholic beverages not to be drunk on the premises pursuant to section 15 of said chapter 138 to establishments located within the Five Corners Development District, as defined in subsection (b), upon approval of and under conditions set by the licensing authority of the town of Easton. The license granted pursuant to this act shall be clearly marked on its face ‘Five Corners Development District’ and shall be subject to all of said chapter 138 except said section 17.

(b) The licensing authority of the town of Easton shall restrict the license granted pursuant to this act to establishments within the Five Corners Development District, which for purposes of this act shall include only the northerly and southerly parcels directly abutting route 106 from 55 Eastman street to Greenwood Village street that are included in the area designated as the Five Corners Development District on the map. For purposes of this subsection, ‘map’ shall mean the map entitled ‘Five Corners Development District, Easton, Massachusetts’ dated January 31, 2019 and included as Appendix C in the ‘Town of Easton, MA Five-Corners District, District Improvement Financing Master Plan’ as adopted at town meeting on May 20, 2019, a copy of which is on file in the office of the clerk of the town of Easton.”.

The amendment was adopted; and the bill (House, No. 4116, amended) was passed to be engrossed. Sent to the Senate for concurrence.

Order.

On motion of Mr. Mariano of Quincy,—

Ordered, That when the House adjourns today, it adjourn to meet on Monday next at eleven o’clock A.M.

Next
sitting.

Representatives Capano of Lynn, Cahill of Lynn, Ehrlich of Marblehead and Wong of Saugus then moved that when the House adjourns today, it do so in respect to the memory of Edward J. Clancy, Jr., a member of the House from 1991 to 1994, inclusive, a member of the Senate from 1995 to 2002, inclusive; and mayor of the city of Lynn from 2003 to 2010, inclusive; and the motion prevailed.

Accordingly, at eleven 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.

The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



MONDAY, NOVEMBER 8, 2021.

[110]

JOURNAL OF THE HOUSE.

Monday, November 8, 2021.

Met according to adjournment at eleven o'clock A.M., in an Informal Session, with Mr. Garballey of Arlington 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. Garballey), the members and employees joined with him in reciting the pledge of allegiance to the flag.

Pledge of allegiance.

Appointments of the Speaker.

The Speaker announced that he had made the following appointments:

That Representative Livingstone of Boston, Janis Creedon of Brockton, Asma Rashid of Children's Hospital, Dr. Michael Sherman of Harvard Pilgrim and Dr. Ross Zafonte of Spaulding Rehabilitation had been appointed as his designees (under Section 26 of Chapter 260 of the Acts of 2020) to the Rare Disease Advisory Council;

Rare Disease Advisory.

That Representative Fluker Oakley of Boston had been appointed as his designee (under Section 91 of Chapter 24 of the Acts of 2021) to the Early Education and Care Economic Review commission;

Early Education and Care.

That Representative Domb of Amherst had been appointed as his designee (under Section 134 of Chapter 24 of the Acts of 2021) to the task force on nonemergency human services transportation;

Transportation task force.

That Representative Roy of Franklin had been appointed as his designee (under Section 132 of Chapter 24 of the Acts of 2021) to investigate and study the promotion and celebration of the two hundred and fiftieth anniversary of the American Revolution;

American Revolution anniversary.

That Marianne Fleckner of Westford and Nina Liang of Quincy had been appointed as his designees (under Section 66 of Chapter 3 of the General Laws) to the Massachusetts Commission on the Status of Women; and

Status of Women.

That Representatives Peisch of Wellesley, Howard of Lowell, Lewis of Framingham, Barber of Somerville, and Michele Lisio had been appointed as his designees (under Section 3A of Chapter 15D of the General Laws) to the State Advisory Council on Early Education and Care.

Early Education and Care.

Resolutions.

Resolutions (filed with the Clerk by Mr. Lewis of Framingham) celebrating the seventy-fifth anniversary of the founding of the United Nations Children's Fund (UNICEF), were referred under Rule 85, to the committee on Rules.

UNICEF.

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

Petitions.

Petitions severally were presented and referred as follows:

By Mrs. Harrington of Groton, a petition (subject to Joint Rule 12) of Sheila C. Harrington relative to restricting flight training maneuvers close to hospitals and helipads. Flight training maneuvers.

By Mr. Kelcourse of Amesbury, a petition (subject to Joint Rule 12) of James M. Kelcourse that the State Retirement Board be authorized to credit John Farrell, an employee of the Haverhill Fire Department, with certain time served in the United States Armed Forces. John Farrell,—creditable service.

By Mr. Lewis of Framingham, a petition (subject to Joint Rule 12) of Jack Patrick Lewis relative to LGBT and HIV positive senior citizens. HIV positive seniors.

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

Reports of Committees.

By Mr. Chan of Quincy, for the committee on Consumer Protection and Professional Licensure, on House, No. 325, a Bill relative to genetic counselors (House, No. 4238). Genetic counselors.

By the same member, for the same committee, on House, No. 369, a Bill establishing a dentist diversion program (House, No. 4239). Dentist diversion program.

Severally referred, under Joint Rule 1E, to the committee on Health Care Financing.

By Mr. Chan of Quincy, for the committee on Consumer Protection and Professional Licensure, on a joint petition, a Bill investigating the economic impact of certain Massachusetts laws (House, No. 3711). Economic impact.

By Mr. Cabral of New Bedford, for the committee on State Administration and Regulatory Oversight, on a petition, a Bill establishing the Massachusetts law revision commission (House, No. 3197). Law revision commission.

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

By Mr. Chan of Quincy, for the committee on Consumer Protection and Professional Licensure, on House, Nos. 401 and 417, a Bill creating a maximum allowable check-cashing rate (House, No. 417). Check-cashing rate.

By the same member, for the same committee, on House, No. 3831, a Bill regarding licenses for the sale of alcoholic beverages to be drunk on the premises in the town of Tisbury (House, No. 4240) [Local Approval Received]. Tisbury,—liquor licenses.

By Ms. Ehrlich of Marblehead, for the committee on Municipalities and Regional Government, on a joint petition, a Bill authorizing the town of Swansea to enter into a lease agreement for Medeiros Farm (House, No. 4197) [Local Approval Received]. Swansea,—Medeiros Farm.

By the same member, for the same committee, on a joint petition, a Bill authorizing the transfer of certain land in the towns of Lee and Lenox to Edith Wharton Restoration, Inc. (House, No. 4215). Lee and Lenox,—land.

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

Orders of the Day.

The Senate Bill redesignating the board of selectmen in the town of Princeton as the selectboard (Senate, No. 2464), 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.

House bills

Amending the charter for the town of Nantucket (House, No. 3792);

Providing for the appointment of a treasurer/collector in the town of Rehoboth (House, No. 3970);

Third reading bills.

Authorizing the town of Sudbury to transfer a certain parcel of land (House, No. 4108); and

Validating the results of the special town meeting held on September 14, 2021 and the special election held on September 21, 2021 in the town of Leicester (printed in House, No. 4211);

Severally reported by the committee on Bills in the Third Reading to be correctly drawn, were read a third time; and they were passed to be engrossed. Severally sent to the Senate for concurrence.

Recess.

At seven minutes after eleven o'clock A.M., on motion of Mr. Wong of Saugus, (Mr. Garballey of Arlington being in the Chair), the House recessed subject to the call of the Chair; and at seventeen minutes after twelve o'clock noon, the House was called to order with Mr. Garballey in the Chair.

Order.

On motion of Mr. Mariano of Quincy,—

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

Next sitting.

At seventeen minutes after twelve o'clock noon, on motion of Mr. Wong of Saugus (Mr. Garballey of Arlington being in the Chair), the House adjourned, to meet the following Wednesday at eleven o'clock A.M., in an Informal Session.

The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



WEDNESDAY, NOVEMBER 10, 2021.

[111]

JOURNAL OF THE HOUSE.

Wednesday, November 10, 2021.

Met according to adjournment at eleven o'clock A.M., in an Informal Session, with Mr. Garballey of Arlington 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. Garballey), the members and employees joined with him in reciting the pledge of allegiance to the flag.

Pledge of
allegiance.

Appointments of the Minority Leader.

The following notice was received from the Office of the House Republican Leader, to wit:—

November 9, 2021

Mr. Steven James
House Clerk
State House, Room 145
Boston, MA 02133

Dear Mr. Clerk:

Please be advised that I have made the following changes in appointments to my Leadership team and to the Standing Committees of the House and the Joint Standing Committees of the House and Senate for the 2021-2022 legislative session.

These appointments were ratified by a majority vote of the members of the Minority Party Caucus, pursuant to the rules, and are being made to fill the vacancies created by the recent resignation of Representative Bradford Hill. Unless otherwise noted, all other Leadership and House and Joint Committee assignments remain the same.

Minority
Leader,—
leadership and
committee
appointments.

LEADERSHIP

1st Assistant Minority Floor Leader – Kimberly N. Ferguson (formerly Representative Bradford Hill)

2nd Assistant Minority Floor Leader – Paul K. Frost (formerly Representative Kimberly Ferguson)

3rd Assistant Minority Floor Leader – F. Jay Barrows (formerly Representative Paul K. Frost)

HOUSE COMMITTEES

Operations, Facilities and Building Security – David Muradian, *Ranking Minority Member* (formerly Representative Bradford Hill)

Steering, Policy and Scheduling – Susan Williams Gifford, *Ranking Minority Member* (formerly Representative Bradford Hill)

Joseph D. McKenna, *Member* (formerly Representative Susan Williams Gifford)

JOINT STANDING COMMITTEES

Economic Development and Emerging Technologies – Michael J. Soter, *Assistant Ranking Minority Member* (formerly Representative Shawn Dooley)

Lenny Mirra, *Member* (formerly Representative Michael J. Soter)

Financial Services – Shawn Dooley, *Ranking Minority Member* (formerly Representative F. Jay Barrows)

Please contact me should you have any questions. Thank you.

Sincerely,
Bradley H. Jones, Jr.
Minority Leader.

Resolutions.

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

Resolutions (filed by Representatives Dooley of Norfolk and Garlick of Needham) congratulating Antonio P. King on receiving the Eagle Award from the Boy Scouts of America;

Antonio King.

Resolutions (filed by Representatives Dooley of Norfolk and Garlick of Needham) congratulating Jan Philip Passas on receiving the Eagle Award from the Boy Scouts of America;

Jan Passas.

Resolutions (filed by Representatives Dooley of Norfolk and Garlick of Needham) congratulating Karl Andrews Ericson on receiving the Eagle Award from the Boy Scouts of America; and

Karl Ericson.

Resolutions (filed by Ms. Kerans of Danvers) honoring William L. “Bill” Nicholson for his 48 years as a Danvers town meeting member and his numerous contributions to the town of Danvers;

William Nicholson.

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 Department of Environmental Protection (see Section 6J½(g) of Chapter 21H of the General Laws) submitting the Mercury Thermostat annual report for calendar year 2020;

Mercury Thermostat.

From the Massachusetts Technology Development Corporation (Mass Ventures) (see Section 6 of Chapter 40G of the General Laws) submitting the financial statements for fiscal year 2021;

Mass Ventures,—
financial statements.

From the University of Massachusetts Medical School (see Section 43F of Chapter 75 of the General Laws) submitting a report of the activities of the MassBiologics Laboratories for fiscal year 2021; and

MassBiologics
Laboratories.

From the Massachusetts Cannabis Control Commission (see Section 31 of Chapter 55 of the Acts of 2017) submitting a fourth annual activities report; Severally were placed on file.

Cannabis
Control
activities.

Reports.

Annual Reports

Of the Economic Empowerment Trust Fund (under Section 35QQ of Chapter 10 of the General Laws) for fiscal year 2021;

Economic
empowerment.

Of the Department of Labor Relations (under Section 9U of Chapter 23 of the General Laws) detailing the number and types of cases filed with the department for fiscal year 2021;

Labor
relations
department.

Of the Executive Office of Public Safety and Security (under Section 11 of Chapter 69 of the Acts of 2018) submitting its fiscal year 2021 Sexual Assault Evidence Collection Kit (SAECK) annual summary report;

Sexual
assault
kits.

Of the Department of Veterans' Services (under Section 16B of Chapter 141 of the Acts of 2016) on the state of the Commonwealth's soldiers' homes [copies of said report were forwarded to the committees on Housing, Public Health and Veterans and Federal Affairs, as required by said law]; and

Soldiers'
homes,—
status.

Of the Department of Mental Health (under Section 9 of Chapter 321 of the Acts of 2008) submitting the annual report of the Children's Behavioral Health Advisory Council; and

Children's
behavioral
health council.

A monthly report of the Executive Office of the Trial Court (under Section 2(c) of Chapter 257 of the Acts of 2020) submitting a report on the number of actions for summary process entered and filed with each court having jurisdiction over an action for summary process for the month of September, 2021;

Trial Court,—
summary
process.

Severally were placed on file.

Petitions.

Petitions severally were presented and referred as follows:

By Ms. Kilcoyne of Clinton, a petition (accompanied by bill, House, No. 4246) of Meghan Kilcoyne (by vote of the town) that the town of Clinton be authorized to grant an additional license for the sale of all alcoholic beverages not to be drunk on the premises in said town. To the committee on Consumer Protection and Professional Licensure.

Clinton,—
liquor
license.

By the same member, a petition (accompanied by bill, House, No. 4247) of Meghan Kilcoyne (by vote of the town) that the town of Clinton be authorized to recognize certain streets as public ways. To the committee on Municipalities and Regional Government.

Clinton,—
public
ways.

Severally sent to the Senate for concurrence.

Petitions severally were presented and referred as follows:

By Mr. Donato of Medford, a petition (subject to Joint Rule 12) of Paul J. Donato for legislation to authorize the State Treasurer to appropriate funds payments due in accordance with a certain civil judgment of the abuse by state employees documented in *Davis v. Rennie, et al.*

Fund
appropriation.

By Mr. Galvin of Canton, a petition (subject to Joint Rule 12) of William C. Galvin relative to fair and equitable compensation for medical services. Severally, under Rule 24, to the committee on Rules.

Medical services.

Papers from the Senate.

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

Petition (accompanied by bill, Senate, No. 2576) of Irving Murstein for legislation relative to required minimum limits for damage to personal property. To the committee on Financial Services.

Personal property,— damage.

Petition (accompanied by bill, Senate, No. 2577) of Freya Schlegel for legislation to ban single use plastic applicators. To the committee on Public Health.

Plastic applicators.

Petition (accompanied by bill, Senate, No. 2578) of Patrick M. O'Connor for legislation to establish a sick leave bank for Joseph Filardi, an employee of the Department of Revenue. To the committee on Public Service.

Joseph Filardi,— sick leave.

Reports of Committees.

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

The Senate Bill amending the charter of the town of North Andover (Senate, No. 2561) [Local Approval Received]; and

North Andover,— charter.

House bills

Expanding access to adoption (House, No. 243);

Adoption.

Establishing memorial markers in the towns of Milton and Canton in memory of certain law enforcement officers killed in the line of duty (House, No. 887);

Milton and Canton.

Authorizing the town of Orleans to rescind chapter 381 of the acts of 2008 and to adopt a sewer assessment bylaw (House, No. 2196) [Local Approval Received];

Orleans,— sewer tax.

Re-designating a certain bridge in the city of Lawrence (House, No. 3949) [Local Approval Received];

Lawrence,— bridge.

Creating select board/town manager form of government in the town of Wayland (House, No. 4087) [Local Approval Received];

Wayland,— town charter.

Authorizing the town of Sudbury to establish a fee for checkout bags (House, No. 4091) [Local Approval Received]; and

Sudbury,— checkout bags.

Establishing the appointed office of town clerk in the town of Dunstable (House, No. 4101) [Local Approval Received];

Dunstable,— town clerk.

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. Chan of Quincy, for the committee on Consumer Protection and Professional Licensure, on a joint petition, a Bill to establish licensing standards for drain cleaners (House, No. 330).

Drain cleaners,— licensing.

By the same member, for the same committee, on a petition, a Bill relative to the licensure of swimming pool builders and service contractors (House, No. 424).

Pool builders,— licensure.

By the same member, for the same committee, on Senate, Nos. 240 and 241 and House, No. 327, a Bill relative to the licensure of appraisers (House, No. 4242).

Appraisers,— licenses.

By the same member, for the same committee, on House, No. 335, a Bill relative to the direct wine shipper license (House, No. 4243).

Direct wine shippers.

By the same member, for the same committee, on House, No. 433, a Bill relative to home inspectors (House, No. 4244).

Home inspectors.

By the same member, for the same committee, on House, No. 434, a Bill providing for provisional licensure for speech-language pathologists (House, No. 4245).

Speech-language pathologists.

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

By Ms. Ehrlich of Marblehead, for the committee on Municipalities and Regional Government, on a petition, a Bill relative to investment of certain trust funds in the town of Weston (House, No. 3894) [Local Approval Received].

Weston,— investments.

By the same member, for the same committee, on a joint petition, a Bill establishing a select board in the town of Bolton (House, No. 4198) [Local Approval Received].

Bolton,— select board.

By the same member, for the same committee, on a petition, a Bill relative to the membership of the Historic District Commission of the town of Sudbury (House, No. 4216) [Local Approval Received].

Sudbury,— historic district.

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

Engrossed Bill.

The engrossed Bill redesignating the board of selectmen in the town of Princeton as the selectboard (see Senate, No. 2464) (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 House Bill relative to school operational efficiency (House, No. 596), reported by the committee on Bills in the Third Reading to be correctly drawn, was read a third time.

Schools,— operational efficiency.

Pending the question on passing the bill to be engrossed, Ms. Garlick of Needham moved to amend it in section 2, in lines 18 to 22, inclusive, by striking out the paragraph contained in those lines and inserting in place thereof the following paragraph:

“(a) Except as permitted under section 6 or section 8, award of procurement contracts in the amount of more than \$50,000 or, in the case of a municipal or regional school district, award of procurement contracts in the amount of more than \$100,000, shall conform to the competitive sealed bidding procedures set forth in this section. This subsection shall not apply to contracts for the procurement of real property.”;

By striking out section 10 and inserting in place thereof the following section:

“SECTION 10. Section 49A of chapter 71 of the General Laws, as so appearing, is hereby amended by striking out, in line 6, the words ‘, provided that no payment therefor shall’ and inserting in place thereof the following words:— ; provided, that payment may.”; and

By striking out section 12 and inserting in place thereof the following section:

“SECTION 12. Section 8A½ of chapter 90 of the General Laws, as appearing in the 2020 Official Edition, is hereby amended by adding the following paragraph:—

The registrar shall act upon an application for a license issued pursuant to this section within 14 days of submission to the registry.”.

The amendments were adopted; and the bill (House, No. 596, amended) was passed to be engrossed. Sent to the Senate for concurrence.

Order.

On motion of Mr. Mariano of Quincy,—

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

Next
sitting.

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

The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



MONDAY, NOVEMBER 15, 2021.

[112]

JOURNAL OF THE HOUSE.

Monday, November 15, 2021.

Met according to adjournment at eleven o'clock A.M., in an Informal Session, with Mr. Garballey of Arlington 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. Garballey), the members and employees joined with him 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 implementing the recommendations of the Special Commission on Operating Under the Influence and Impaired Driving (House, No. 4255), was filed in the office of the Clerk on Wednesday, November 10.

Driving,—
impairment.

The message was read; and it was referred, under Rule 30, with the accompanying draft of a bill, to the committee on the Judiciary. Sent to the Senate for concurrence.

Resolutions.

Resolutions (filed with the Clerk by Ms. Ehrlich of Marblehead) congratulating Declan Thomas Golden on his elevation to the rank of Eagle Scout, were referred under Rule 85, to the committee on Rules.

Declan
Golden.

Mr. Galvin of Canton, for said committee, reported that the resolutions ought to be adopted. Under suspension of the rules, 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.

Petition.

Representative Muratore of Plymouth and Senator Moran presented a joint petition (accompanied by bill, House, No. 4258) of Mathew J. Muratore, Susan L. Moran and others (by vote of the town) relative to the appointment of police officers in the town of Plymouth; and the same was referred to the committee on Public Service. Sent to the Senate for concurrence.

Plymouth,—
police
officers.

Papers from the Senate.

The House Bill relative to immediate COVID-19 recovery needs (House, No. 4234), came from the Senate passed to be engrossed, in concurrence, with an amendment striking out all after the enacting clause and inserting in place thereof the text of Senate document numbered 2580.

COVID-19
recovery
needs (ARPA).

Under suspension of Rule 35, on motion of Mr. Wong of Saugus, the amendment was considered forthwith. The House then non-concurred with the Senate in its amendment; and, on motion of Mr. Michlewitz of Boston, asked for a committee of conference on the disagreeing votes of the two branches. Representatives Michlewitz, Hunt of Boston and Smola of Warren were appointed the committee on the part of the House. Sent to the Senate to be joined.

Committee of conference.

Subsequently notice was received from the Senate that said branch had insisted on its amendment, concurred with the House in the appointment of a committee of conference; and that Senators Rodrigues, Friedman and O'Connor had been joined as the committee on the part of the Senate.

Id.

The House Bill establishing a sick leave bank for Samantha Davignon, an employee of the Department of Children and Families (House, No. 4094), came from the Senate, passed to be engrossed, in concurrence, with an amendment in line 4 inserting after the word "Davignon", the first time it appears, the words "to care for her child". The amendment was referred, under Rule 35, to the committee on Bills in the Third Reading.

Samantha Davignon,— sick leave.

A Bill allowing humane transportation of K9 partners aka Nero's law (Senate, No. 2573) (on Senate bill No. 1606), passed to be engrossed by the Senate, was read; and it was referred, under Rule 33, to the committee on Ways and Means.

K9 partners.

A petition (accompanied by bill, Senate, No. 2581) of Bruce E. Tarr (by vote of the town) for legislation relative to an amendment to chapter 174 of the acts of 2020 for the town of Hamilton, was referred, in concurrence, to the committee on Revenue.

Hamilton,— property.

A petition of Michael F. Rush and Anne M. Gobi for legislation relative to the governance, structure and care of veterans at the Commonwealth's veterans' homes, came from the Senate referred, under suspension of Joint Rule 12, to the committee on Veterans and Federal Affairs.

Veterans' homes.

The House then concurred with the Senate in the suspension of said rule; and the petition (accompanied by bill, Senate, No. 2582) was referred, in concurrence, to the committee on Veterans and Federal Affairs.

Reports of Committees.

By Mr. Michlewitz of Boston, for the committee on Ways and Means, that the Senate Bill concerning genocide education (Senate, No. 2557), ought to pass with amendments by striking out all after the enacting clause and inserting in place thereof the text contained in House document numbered 4249; and by inserting before the enacting clause the following emergency preamble:

Genocide education.

"Whereas, The deferred operation of this act would tend to defeat its purpose, which is to ensure every school district provides instruction on the history of genocide, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience."

Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

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

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

The amendments recommended by the committee on Ways and Means then were adopted; and the bill (Senate, No. 2557, amended) was ordered to a third reading.

By Mr. Lawn of Watertown, for the committee on Health Care Financing, on Senate, No. 761 and House, No. 1290, a Bill to streamline access to critical public health and safety-net programs through common applications (House, No. 1290) [Cost: Greater than \$100.000.00].

Public health and safety-net programs.

By the same member, for the same committee, on Senate, No. 756 and House, No. 1311, a Bill relative to step therapy and patient safety (House, No. 1311) [Cost: Greater than \$100.000.00].

Step therapy and patient safety.

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

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

Creating a maximum allowable check-cashing rate (House, No. 417);

Check-cashing.

Relative to investment of certain trust funds in the town of Weston (House, No. 3894) [Local Approval Received];

Weston,— investments.

Authorizing the town of Swansea to enter into a lease agreement for Medeiros Farm (House, No. 4197) [Local Approval Received];

Swansea,— farm.

Establishing a select board in the town of Bolton (House, No. 4198) [Local Approval Received];

Bolton,— select board.

Authorizing the transfer of certain land in the towns of Lee and Lenox to Edith Wharton Restoration, Inc. (House, No. 4215);

Lee and Lenox.

Relative to the membership of the Historic District Commission of the town of Sudbury (House, No. 4216) [Local Approval Received]; and

Sudbury,— commission.

Regarding licenses for the sale of alcoholic beverages to be drunk on the premises in the town of Tisbury (House, No. 4240) [Local Approval Received];

Tisbury,— liquor licenses.

Severally placed in the Orders of the Day for the next sitting for a second reading.

Engrossed Bills.

The engrossed Bill validating the results of the special town meeting held on September 14, 2021 and the special election held on September 21, 2021 in the town of Leicester (see House bill printed in House, No. 4211) (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 (more than two-thirds of the members having agreed to pass the same); and it was signed by the acting Speaker and sent to the Senate.

Bill enacted.

The engrossed Bill designating a certain bridge in the town of Needham the Private First Class David “Damon” Borrelli memorial bridge (see House, No. 3469) (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.

Id.

Orders of the Day.

House bills

Further regulating the powers of the town manager in the town of North Andover (House, No. 2190) (its title having been changed by the committee on Bills in the Third Reading);

Third reading bills.

Relative to changing the name of the board of selectmen in the town of Norwell (House, No. 3916); and

Establishing an open town meeting in the town of Lee (House, No. 4092);

Severally reported by the committee on Bills in the Third Reading to be correctly drawn, were read a third time; and they were passed to be engrossed. Severally sent to the Senate for concurrence.

Recess.

At thirteen minutes after eleven o'clock A.M., on motion of Mr. Wong of Saugus (Mr. Garballey of Arlington being in the Chair), the House recessed subject to the call of the Chair; and at seventeen minutes after one o'clock P.M. the House was called to order with Mr. Garballey in the Chair.

Recess.

Reports of Committees.

Mr. Galvin of Canton, for the committee on Rules, reported (under the provisions of House Rules 7B and 7C) an Order relative to special procedures for consideration of the House Bill enhancing the market review process (House, No. 4253) [for order, see House, No. 4254]. The order was adopted.

Market review process,— procedures.

Prior to the noon recess,— By Mr. Lawn of Watertown, for the committee on Health Care Financing, on Senate, Nos. 778 and 812 and House, Nos. 1247, 1253, 1259, 1260, 1262, 1275, 1282, 1285 and 1294, a Bill enhancing the market review process (House, No. 4248) [Cost: Greater than \$100,000.00]. Read; and referred, under Rule 33, to the committee on Ways and Means.

Healthcare market review process.

Subsequently, the noon recess having terminated, Mr. Michlewitz of Boston, for said committee, reported that the foregoing bill, ought to pass with an amendment by substituting therefor a bill with the same title (House, No. 4253). Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

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

Under suspension of the rules, on motion of Mr. Wong of Saugus, the bill was read a second time forthwith.

The amendment recommended by the committee on Ways and Means then was adopted; and the substituted bill was ordered to a third reading.

By Mr. Michlewitz of Boston, for the committee on Ways and Means, that the Bill authorizing the Massachusetts Water Resources Authority to release easements upon certain real property in the town of Canton (House, No. 915), ought to pass with an amendment substituting therefor a bill with the same title (House, No. 4250). Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Canton,— land.

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

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

The amendment recommended by the committee on Ways and Means then was adopted; and the substituted bill was ordered to a third reading.

By Mr. Michlewitz of Boston, for the committee on Ways and Means, that the Bill authorizing the Division of Capital Asset Management and Maintenance to convey a certain easement in the town of Savoy (House, No. 4088), ought to pass with an amendment substituting therefor a bill with the same title (House, No. 4251). Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Savoy,—
land.

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

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

The amendment recommended by the committee on Ways and Means then was adopted; and the substituted bill was ordered to a third reading.

By Mr. Michlewitz of Boston, for the committee on Ways and Means, that the Bill authorizing the Commonwealth of Massachusetts to convey a certain parcel of land to the Claremont Realty Trust in the city of Framingham (House, No. 4125), ought to pass with an amendment substituting therefor a bill with the same title (House, No. 4252). Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Framingham,—
land.

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

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

The amendment recommended by the committee on Ways and Means then was adopted; and the substituted bill was ordered to a third reading.

Order.

On motion of Mr. Mariano of Quincy,—

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

Next
sitting.

At twenty-seven minutes after one o'clock P.M., on motion of Mr. Wong of Saugus (Mr. Garballey of Arlington being in the Chair), the House adjourned, to meet the following day at eleven o'clock A.M.

The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



TUESDAY, NOVEMBER 16, 2021.

[113]*

JOURNAL OF THE HOUSE.

Tuesday, November 16, 2021.

Met according to adjournment at eleven o'clock A.M., under emergency rules, with Mr. Garballey of Arlington 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. Garballey), the members and employees joined with him in reciting the pledge of allegiance to the flag.

Pledge of
allegiance.

Silent Tributes.

During the session, the Chair (Ms. Hogan of Stow), declared a brief recess; and at the request of Mr. Lewis of Framingham, the members and employees stood in a moment of silence in respect to the memory of Bernard "Bernie" Kane, 94, of Ashland, who passed away on Wednesday, October 27, 2021. Bernie was indisputably one of Ashland's most dedicated volunteers and celebrated residents. A sergeant in the Army Air Corps in the Pacific Theater of Operations in WWII, Bernie served his country with honor and valor.

Bernard
"Bernie"
Kane.

The faithful husband of Marie Kane for 66 years, Bernie devoted his life to his nine children, twenty-eight grandchildren, twenty-three great-grandchildren, and the community he loved. Celebrated as the "Ashland Citizen of the Year" in 1987, Bernie helped found the Framingham Little League and served 65 years in the Framingham Lodge of Elks. He is widely remembered for his steadfast advocacy surrounding the Nyanza Superfund Site. Because of his persistence, the Department of Public Health investigated the health impacts that touched his and so many other families and began the process of ensuring that no other families would be harmed.

In addition to his wife Marie, Bernie is survived by his five daughters: Kathleen Morse-Villa (John), Lisa Wisel (Danny), Maureen Rice (Steve), Kelly Lacasse (Pete), Maribeth Rabidou (John); three sons: Chris Kane (Martha), Tim Kane (Lori), Mike Kane (Tricia). Bernie is predeceased by his son, Kevin Paul Kane, who passed away in 1998.

During the session, the Chair (Ms. Hogan of Stow), declared a brief recess; and at the request of Mr. Lombardo of Billerica, the members and employees stood in a moment of silence in respect to the memory of Patrick Corbett who passed away this morning.

Patrick
Corbett.

Patrick was a life-long Billerica resident, an Iraq War Veteran, and Billerica Firefighter. Patrick was the devoted husband of Lauren, and father of Reid, Will, Faye, and Naill. Patrick was truly a brave man in all he did — from his service as a Marine, to his service to the residents of Billerica as a firefighter, to his years of battling cancer.

He was a hero to all who knew him and he will be greatly missed by his family and friends.

Communications.

Communications

From the Department of Youth Services (see Section 16 of Chapter 123A of the General Laws) relative to sexually dangerous persons in the custody of the department during fiscal year 2021 [copies of said report were forwarded to the committee on Ways and Means and the committee on the Judiciary, as required by said law]; and

Sexually dangerous persons.

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

Plymouth County,—
technology.

Severally were placed on file.

Petitions.

Petitions severally were presented and referred as follows:

By Mr. Howitt of Seekonk, a petition (subject to Joint Rule 12) of Steven S. Howitt relative to protests or demonstrations within 100 yards of the residences of elected officials.

Elected officials,—
protests.

By Ms. Peisch of Wellesley, a petition (subject to Joint Rule 12) of Alice Hanlon Peisch relative to licenses for hawkers and peddlers.

Hawkers,—
licensing.

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

Recesses.

At seventeen minutes after eleven o'clock A.M., on motion of Mr. Wong of Saugus (Mr. Garballey of Arlington being in the Chair), the House recessed until one o'clock P.M.; and at six minutes after one o'clock the House was called to order with Mr. Garballey in the Chair.

Recesses.

The House thereupon took a further recess, on motion of Mr. Vieira of Falmouth, until a half past two o'clock P.M.; and at five minutes after three o'clock the House was called to order with Ms. Hogan of Stow in the Chair.

Quorum.

As required under the provision of Emergency Rule 2(4), a roll call was taken for the purpose of ascertaining the presence of a quorum; and on the roll call 159 members were recorded as being in attendance.

Quorum,—
yea and nay
No. 115.

[See [Yea and Nay No. 115](#) in Supplement.]

Therefore a quorum was present.

Interim Reports.

An interim report of the joint special committee established (under House order No. 66 of 2021) to make an investigation and study of a new division of the Commonwealth into Congressional districts, forty Senatorial districts, eight

Redistricting,—
Congressional districts.

Councillor districts and one hundred and sixty Representative districts (House, No. 4256) [Senator Cyr dissenting], was referred to the committee on Rules.

Subsequently Mr. Galvin of Canton, for said committee, reported on the foregoing special report, a Bill establishing Congressional districts (printed in House, No. 4256). Read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Mr. Honan of Boston, for said committee, reported that the matter be scheduled for consideration by the House.

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

An interim report of the joint special committee established (under House order No. 66 of 2021) to make an investigation and study of a new division of the Commonwealth into Congressional districts, forty Senatorial districts, eight Councillor districts and one hundred and sixty Representative districts (House, No. 4257), was referred to the committee on Rules.

Redistricting,—
Councillor
districts.

Subsequently Mr. Galvin of Canton, for said committee, reported on the foregoing special report, a Bill establishing Councillor districts (printed in House, No. 4257). Read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Mr. Honan of Boston, for said committee, reported that the matter be scheduled for consideration by the House.

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

Orders of the Day.

House bills

Authorizing the Massachusetts Water Resources Authority to release easements upon certain real property in the town of Canton (House, No. 4250);

Authorizing the Division of Capital Asset Management and Maintenance to convey a certain easement in the town of Savoy (House, No. 4251); and

Authorizing the Commonwealth of Massachusetts to convey a certain parcel of land to the Claremont Realty Trust in the city of Framingham (House, No. 4252);

Severally reported by the committee on Bills in the Third Reading to be correctly drawn, were read a third time; and they were passed to be engrossed. Severally sent to the Senate for concurrence.

Third
reading
bills.

Prior to the noon recess (Mr. Garballey of Arlington being in the Chair),— The House Bill authorizing the transfer of certain land in the towns of Lee and Lenox to Edith Wharton Restoration, Inc. (House, No. 4215), was read a second time; and it was ordered to a third reading.

Second
reading
bill
engrossed.

Subsequently, the noon recess having terminated, under suspension of the rules, on motion of Mr. Pignatelli of Lenox (Ms. Hogan of Stow being in the Chair), 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.

Mr. Garballey of Arlington being in the Chair,—
House bills

Creating a maximum allowable check-cashing rate (House, No. 417);
Relative to investment of certain trust funds in the town of Weston (House, No. 3894);
Authorizing the town of Swansea to enter into a lease agreement for Medeiros Farm (House, No. 4197);
Establishing a select board in the town of Bolton (House, No. 4198);
Relative to the membership of the Historic District Commission of the town of Sudbury (House, No. 4216); and
Regarding licenses for the sale of alcoholic beverages to be drunk on the premises in the town of Tisbury (House, No. 4240);
Severally were read a second time; and they were ordered to a third reading.

Second reading bills.

Ms. Hogan of Stow being in the Chair,—

The Senate Bill concerning genocide education (Senate, No. 2557, amended), reported by the committee on Bills in the Third Reading to be correctly drawn, was read a third time.

Genocide education.

After debate on the question on passing the bill, as amended, to be engrossed, in concurrence, the sense of the House was taken by yeas and nays at the request of Ms. Peisch of Wellesley; and on the roll call 157 members voted in the affirmative and 2 in the negative.

Bill passed to be engrossed,—
yea and nay
No. 116.

[See [Yea and Nay No. 116](#) in Supplement.]

Therefore the bill (Senate, No. 2557, amended) was passed to be engrossed, in concurrence. Sent to the Senate for concurrence in the amendment previously adopted by the House.

The House Bill amending the charter of the town of Medway (House, No. 3899), reported by the committee on Bills in the Third Reading to be correctly drawn, was read a third time.

Medway,—
charter.

Pending the question on passing the bill to be engrossed, Ms. Garlick of Needham moved to amend it by substitution of a bill with the same title (House, No. 4259), 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 Wellesley to grant certain licenses for the sale of alcoholic beverages (House, No. 4115), reported by the committee on Bills in the Third Reading to be correctly drawn, was read a third time.

Wellesley,—
liquor
licenses.

Pending the question on passing the bill to be engrossed, Ms. Garlick of Needham moved to amend it by substitution of a bill with the same title (House, No. 4260), which was read.

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

Recess.

At two minutes after four o'clock P.M. (Tuesday, November 16), on motion of Mr. Jones of North Reading (Ms. Hogan of Stow being in the Chair), the House recessed until the following day at eleven o'clock A.M.; and at two minutes after

Recess.

eleven o'clock the House was called to order with Mr. Garballey of Arlington in the Chair.

Wednesday, November 17, 2021 (at 11:02 o'clock A.M.).

At the request of the Chair (Mr. Garballey), the members and employees joined with him 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. Biele of Boston) congratulating the Thomas J. Fitzgerald Veterans of Foreign Wars Post 561 on its centennial anniversary;

Fitzgerald
VFW Post 561.

Resolutions (filed by Mr. Golden of Lowell) recognizing the formation of the Massachusetts Legislative Caucus on Cancer Awareness; and

Cancer
caucus.

Resolutions (filed by Mr. Ryan of Boston) congratulating James W. Hunt, Jr., PhD on his retirement as President and Chief Executive Officer of the Massachusetts League of Community Health Centers;

James
Hunt.

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

Petition.

Mrs. Harrington of Groton presented a petition (accompanied by bill, House, No. 4261) of Sheila C. Harrington (by vote of the town) relative to the charter and the town clerk in the town of Groton; and the same was referred to the committee on Municipalities and Regional Government. Sent to the Senate for concurrence.

Groton,—
charter
and clerk.

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 Kimberly N. Ferguson, Meghan Kilcoyne and others for legislation to prevent furniture tip-over. To the committee on Public Safety and Homeland Security.

Furniture,—
tip-overs.

Petition (accompanied by bill) of James M. Kelcourse that the State Retirement Board be authorized to credit John Farrell, an employee of the Haverhill Fire Department, with certain time served in the United States Armed Forces. To the committee on Public Service.

John
Farrell,—
retirement.

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

Orders of the Day.

The Senate amendment of the House Bill establishing a sick leave bank for Samantha Davignon, an employee of the Department of Children and Families

Samantha
Davignon,—

(House, No. 4094), reported by the committee on Bills in the Third Reading to be correctly drawn, was adopted, in concurrence.

sick leave.

Recess.

At seven minutes after eleven o'clock A.M. (Wednesday, November 17), on motion of Mr. Wong of Saugus (Mr. Garballey of Arlington being in the Chair), the House recessed until one o'clock P.M.; and at ten minutes before two o'clock the House was called to order with Ms. Hogan of Stow in the Chair.

Recess.

Quorum.

Mr. Jones of North Reading thereupon asked for a count of the House to ascertain if a quorum was present. The Chair (Ms. Hogan of Stow), having determined that a quorum was not in attendance, then directed the Sergeant-at-Arms to secure the presence of a quorum.

Quorum.

Subsequently a roll call was taken for the purpose of ascertaining the presence of a quorum; and on the roll call 159 members were recorded as being in attendance.

Quorum,—
yea and nay
No. 117.

[See [Yea and Nay No. 117](#) in Supplement.]

Therefore a quorum was present.

Engrossed Bills.

Engrossed bills

Authorizing the Hampshire County Regional Housing Authority to convey a certain parcel of land in the town of South Hadley to the South Hadley Housing Authority (see House, No. 2144); and

Bills
enacted.

Amending the charter of the town of Hopkinton to change the name of the board of selectmen to select board (see House, No. 4066);

(Which severally originated in the House);

Severally having been certified by the Clerk to be rightly and truly prepared for final passage, were passed to be enacted, there being no objection; and they were signed by the acting Speaker and sent to the Senate.

Orders of the Day.

The House Bill establishing Congressional districts (printed in House, No. 4256), 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. Moran of Boston.

Redistricting,—
Congressional
districts.

After debate on the question on passing the bill to be engrossed, Representatives Frost of Auburn and McKenna of Webster moved to amend it in section 1, in lines 7 to 46, inclusive, by striking out the text contained in those lines and inserting in place thereof the following:

“First Congressional District — Consisting of the cities and towns in Berkshire and Hampden counties; the towns of Ashfield, Buckland, Colrain, Conway, Charlemont, Deerfield, Hawley, Heath, Monroe, Rowe, and Shelburne all in the county of Franklin; the city of Easthampton, and the towns of Belchertown, Chesterfield, Cummington, Goshen, Granby, Census Blocks 250158215001006,

250158215001007, 250158215001017, 250158215002000, 250158215002001,
250158215002002, 250158215002003, 250158215002004, 250158215002005,
250158215002006, 250158215002007, 250158215002008, 250158215002009,
250158215002010, 250158215002011, 250158215002012, 250158215002020,
250158215002021, 250158215003009, 250158215003010, 250158215003011,
250158215003012, 250158215003013, 250158215003014, 250158215003015,
250158215003016, 250158215003017, 250158215003018, 250158215003019,
250158215003020, 250158215003021, 250158215003022, 250158215003023,
250158215003024, 250158215003025, 250158215003026, 250158215003027,
250158215003028, 250158215003029, 250158215003030, 250158215003031,
250158215003032, 250158215003033, 250158215003034, 250158215003035,
250158215003036, 250158215003037, 250158215003038, 250158215003039,
250158215003040, 250158215003041, 250158215003042, 250158215003043,
250158215003044, 250158215003045, 250158215003046, 250158215003047,
250158215003048, 250158215003049, 250158215003050, 250158215003051,
250158215003052, 250158215003053, 250158215003054, 250158215003055,
250158215003057, all in VTD number 25015000885, of the town of Hatfield,
Huntington, Middlefield, Plainfield, South Hadley, Southampton, Ware,
Williamsburg, Westhampton, and Worthington, all in the county of Hampshire; the
towns of Brookfield, Charlton, Dudley, East Brookfield, North Brookfield,
Southbridge, Spencer, Sturbridge, Warren, and West Brookfield, all in the county of
Worcester.

Second Congressional District — Consisting of the city of Greenfield and the
towns of Bernardston, Erving, Gill, Leverett, Leyden, Montague, New Salem,
Northfield, Orange, Shutesbury, Sunderland, Warwick, Wendell, and Whately, all in
the county of Franklin; the city of Northampton and the towns of Amherst, Hadley,
Census Blocks 250158215003004, 250158215003005, 250158215003006,
250158215003007, 250158215003008, 250158215003056, 250158215003002,
250158215003001, 250158215003000, 250158215003003, 250158215001000,
250158215001001, 250158215001012, 250158215001011, 250158215001010,
250158215001014, 250158215001004, 250158215001008, 250158215001009,
250158215001015, 250158215001016, 250158215001017, 250158215001018,
250158215001005, 250158215001019, 250158215001020, 250158215002017,
250158215002018, 250158215002016, 250158215002015, 250158215002014,
250158215002013, 250158215002019, 250158215002022, 250158215001013,
250158215001003, 250158215001002, all in VTD number 25015000885, of the
town of Hatfield, and Pelham, all in the county of Hampshire; the towns of Ashland,
Holliston, and Hopkinton, all in the county of Middlesex; the town of Medway, of the
county of Norfolk; the cities of Leominster and Worcester, and the towns of Athol,
Auburn, Barre, Boylston, Douglas, Grafton, Hardwick, Holden, Hubbardston,
Leicester, Millbury, New Braintree, Northborough, Northbridge, Oakham, Oxford,
Paxton, Petersham, Phillipston, Princeton, Royalston, Rutland, Shrewsbury,
Southborough, Sterling, Sutton, Templeton, Upton, Uxbridge, Webster, West
Boylston, Westborough, and Census Blocks 250277081002003, 250277081002004,
250277081002005, 250277081002006, 250277081002007, 250277081002008,
250277081002014, 250277081002015, 250277081002016, 250277081002017,
250277081002018, 250277081004018, 250277081004021, 250277081004022,
250277081005044, and 250277081005045, all in VTD number 25027002008, of the
town of Westminster, all in the county of Worcester.”.

The amendment was rejected.

Representatives Frost of Auburn, Durant of Spencer and McKenna of Webster then moved to amend the bill in section 1, in lines 7 to 46, inclusive, by striking out text contained in those lines and inserting in place thereof the following:

“First Congressional District — Consisting of the cities and towns in Berkshire and Hampden counties; the towns of Charlemont, Hawley, Monroe, and Rowe, all in the county of Franklin; the cities of Easthampton and Northampton, the towns of Amherst, Chesterfield, Goshen, and the towns of Belchertown, Cummington, Granby, Census Blocks 250158214002007, 250158214002008, 250158214002011, 250158214002012, 250158214003000, 250158214003001, 250158214003002, 250158214003003, 250158214003004, 250158214003005, 250158214003006, 250158214003007, 250158214003008, 250158214003009, 250158214003011, 250158214003012, and 250158214003013, all in VTD number 25015000864, of the town of Hadley, Huntington, Middlefield, Plainfield, South Hadley, Southampton, Ware, Westhampton, and Worthington, all in the county of Hampshire; the towns of Brookfield, East Brookfield, North Brookfield, Sturbridge, Warren, and the town of West Brookfield, all in the county of Worcester.

Second Congressional District — Consisting of the city of Greenfield and the towns of Ashfield, Bernardston, Buckland, Colrain, Conway, Deerfield, Erving, Gill, Heath, Leverett, Leyden, Montague, New Salem, Northfield, Orange, Shelburne, Shutesbury, Sunderland, Warwick, Wendell, and Whately, all in the county of Franklin; Census Blocks 250158214001000, 250158214001001, 250158214001002, 250158214001003, 250158214001004, 250158214001005, 250158214001006, 250158214001007, 250158214001008, 250158214001009, 250158214001010, 250158214001011, 250158214001012, 250158214001013, 250158214001014, 250158214001015, 250158214001016, 250158214001017, 250158214001018, 250158214001019, 250158214001020, 250158214001021, 250158214001022, 250158214001023, 250158214001024, 250158214001025, 250158214002000, 250158214002001, 250158214002002, 250158214002003, 250158214002004, 250158214002005, 250158214002006, 250158214002009, 250158214002010, 250158214003010, 250158214003014, 250158214003015, 250158214003016, 250158214003017, 250158214003018, 250158214003019, 250158214003020, 250158214003021, 250158214003022, 250158214003023, 250158214003024, 250158214003025, 250158214003026, 250158214003027, 250158214004000, 250158214004001, 250158214004002, 250158214004003, 250158214004004, 250158214004005, 250158214004006, 250158214004007, 250158214004008, 250158214004009, 250158214004010, 250158214004011, 250158214004012, 250158214004013, 250158214004014, 250158214004015, 250158214004016, 250158214004017, 250158214004018, 250158214004019, 250158214004020, 250158214004021, 250158214004022, 250158214004023, 250158214004024, 250158214004025, 250158214004026, 250158214004027, 250158214004028, 250158214004029, 250158214004030, 250158214004031, 250158214004032, 250158214004033, 250158214004034, 250158214004035, 250158214004036, 250158214004037, 250158214004038, 250158214004039, 250158214004040, 250158214004041, 250158214004042, 250158214004043, 250158214004044, 250158214004045, 250158214004046, 250158214004047, 250158214004048, 250158214004049, 250158214004050, 250158214004051, 250158214004052, 250158214004053, 250158214004054, 250158214004055, 250158214004056, 250158214004057, and 250158214004058, all in VTD number 25015000864, of the town of Hadley, Hatfield, Pelham, and Williamsburg, all in the county of Hampshire; the towns of Ashland, Holliston, and Hopkinton, all in the county of Middlesex; the town of Medway, of the county of Norfolk; the cities of Leominster and Worcester,

and the towns of Athol, Auburn, Barre, Boylston, Charlton, Douglas, Dudley, Grafton, Hardwick, Holden, Hubbardston, Leicester, Millbury, New Braintree, Northborough, Northbridge, Oakham, Oxford, Paxton, Petersham, Phillipston, Princeton, Royalston, Rutland, Shrewsbury, Southborough, Southbridge, Spencer, Sterling, Sutton, Templeton, Upton, Uxbridge, all of the town of Webster, West Boylston, Westborough, and Census Blocks 250277081002003, 250277081002004, 250277081002005, 250277081002006, 250277081002007, 250277081002008, 250277081002014, 250277081002015, 250277081002016, 250277081002017, 250277081002018, 250277081004018, 250277081004021, 250277081004022, 250277081005044, and 250277081005045, all in VTD number 25027002008, of the town of Westminster, all in the county of Worcester.”.

On the question on adoption of the amendment, the sense of the House was taken by yeas and nays at the request of Mr. Frost; and on the roll call 29 members voted in the affirmative and 130 in the negative.

Amendment rejected,—
yea and nay
No. 118.

[See [Yea and Nay No. 118](#) in Supplement.]

Therefore the amendment was rejected.

On the question on passing the bill to be engrossed, the sense of the House was taken by yeas and nays, at the request of Mr. Moran of Boston; and on the roll call 151 members voted in the affirmative and 8 in the negative.

Bill passed to be engrossed,—
yea and nay
No. 119.

[See [Yea and Nay No. 119](#) in Supplement.]

Therefore the bill was passed to be engrossed. Sent to the Senate for concurrence.

The House Bill establishing councillor districts (printed in House, No. 4257), 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. Moran of Boston; and it was passed to be engrossed. Sent to the Senate for concurrence.

Redistricting,—
councillor
districts.

At sixteen minutes before three o'clock P.M. (Wednesday, November 17), on motion of Mr. Jones of North Reading (Ms. Hogan of Stow being in the Chair), the House recessed until a half past three o'clock; and at twenty-eight minutes before five o'clock the House was called to order with the Speaker in the Chair.

Recess.

The House Bill enhancing the market review process (House, No. 4253), reported by the committee on Bills in the Third Reading to be correctly drawn, was read a third time.

Healthcare
market
review
process.

After remarks on the question on passing the bill to be engrossed, (Ms. Hogan of Stow being in the Chair) Mr. Diggs of Barnstable moved to amend it in section 7, in lines 104 and 105, by striking out the words “for underserved or underrepresented cultural, racial, ethnic and linguistic populations and people with disabilities” and inserting in place thereof the words “based on the needs of particular demographic factors, including, but not limited to, race, ethnicity, immigration status, sexual orientation, gender identity, geographic location, age, language spoken, ability and socioeconomic status”; and in lines 110 and 111 by striking out the words “gender, race, ethnicity, geographic location, age and English as a second language” and inserting in place thereof the words “race, ethnicity, immigration status, sexual

orientation, gender identity, geographic location, age, language spoken, ability and socioeconomic status.”. The amendments were adopted.

Mr. Day of Stoneham then moved to amend the bill by adding the following section:

“SECTION 19. Notwithstanding any general or special law to the contrary, there shall be a task force to study and provide recommendations regarding the financing of the health policy commission, established in section 2 of chapter 6D of the General Laws.

The task force shall examine the funding sources and assessment algorithm to ensure a sustainable and equitable funding stream for the work of the health policy commission. The study shall include, but not be limited to, reviewing the existing funding mechanisms, identifying additional funding needs, considering additional healthcare stakeholders for whom it may be appropriate to assess and exploring other funding streams. The task force shall engage relevant stakeholders, including, but not limited to, acute hospitals, ambulatory surgical centers and surcharge payors.

The task force shall consist of 5 members: the chairs of the joint committee on health care financing, who shall serve as co-chairs; the secretary of health and human services or a designee; the executive director of the health policy commission or a designee; and the executive director of the center for health information and analysis or a designee.

The task force shall report its findings, along with any recommendations, to the clerks of the house of representatives and senate no later than June 1, 2022.”.

After remarks the amendment was adopted.

There being no objection,— on the question on passing the bill, as amended, to be engrossed, the sense of the House was taken by yeas and nays, at the request of Mr. Lawn of Watertown; and on the roll call 158 members voted in the affirmative and 1 in the negative.

[See [Yea and Nay No. 120](#) in Supplement.]

Therefore the bill (House, No. 4262, published as amended) was passed to be engrossed. Sent to the Senate for concurrence.

Engrossed Bill — Land Taking.

The engrossed Bill further regulating the conveyance of certain parcels of land in the town of Middleton (see House, No. 3178, amended) (which originated in the House), having been certified by the Clerk to be rightly and truly prepared for final passage, was put upon its final passage.

On the question on passing the bill to be enacted, the sense of the House was taken by yeas and nays (this being a bill providing for the taking of land or other easements used for conservation purposes, etc., as defined by Article XCVII of the Amendments to the Constitution); and on the roll call 159 members voted in the affirmative and 0 in the negative.

[See [Yea and Nay No. 121](#) in Supplement.]

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

Emergency Measures.

The engrossed Bill establishing a sick leave bank for Samantha Davignon, an employee of the Department of Children and Families (see House, No. 4094,

Bill passed to be engrossed,— yea and nay No. 120.

Middleton,— land.

Bill enacted (land taking),— yea and nay No. 121.

Samantha Davignon,— sick leave.

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.

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 36 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, there being no objection; and it was signed by the acting Speaker and sent to the Senate.

Bill
enacted.

The engrossed Bill establishing Congressional districts (see House bill printed in House, No. 4256), 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.

Redistricting,—
Congressional
districts.

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 43 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, there being no objection; and it was signed by the acting Speaker and sent to the Senate.

Bill
enacted.

The engrossed Bill establishing councillor districts (see House bill printed in House, No. 4257), 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.

Redistricting,—
councillor
districts.

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 49 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, there being no objection; and it was signed by the acting Speaker and sent to the Senate.

Bill
enacted.

Recess.

At ten minutes after five o'clock P.M. (Wednesday, November 17), on motion of Mr. Jones of North Reading (Ms. Hogan of Stow being in the Chair), the House recessed until a quarter past six o'clock P.M.; and at twenty-five minutes after six o'clock the House was called to order with Ms. Hogan in the Chair.

Recess.

Order.

On motion of Mr. Mariano of Quincy,—
Ordered, That when the House adjourns today, it adjourn to meet on tomorrow at eleven o'clock A.M.

Next
sitting.

Accordingly, without further consideration of the remaining matters in the Orders of the Day, at twenty-five minutes after six o'clock P.M. (Wednesday, November 17), on motion of Mr. Frost of Auburn (Ms. Hogan of Stow being in the

Chair), the House adjourned, to meet the following day at eleven o'clock A.M., in an Informal Session.

The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



THURSDAY, NOVEMBER 18, 2021.

[114]

JOURNAL OF THE HOUSE.

Thursday, November 18, 2021.

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.

Orders of the Day.

The House Bill classifying the death of city of Lawrence police patrolman Jacob Eyssi (House, No. 3910), 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 relative to the selectboard of the town of Duxbury (House, No. 3937), reported by the committee on Bills in the Third Reading to be correctly drawn, was read a third time.

Duxbury,—selectboard.

Pending the question on passing the bill to be engrossed, Ms. Garlick of Needham moved to amend it by striking out section 2 and inserting in place thereof the following section:

“SECTION 2. Notwithstanding sections 21 and 32 of chapter 40 of the General Laws or any general or special law to the contrary, the select board of the town of Duxbury may amend the general by laws of the town by majority vote to revise all references to the board of selectmen and its members to select board and select board member, respectively, in accordance with section 1.”

The amendment was adopted; and the bill (House, No. 3937, amended) was passed to be engrossed. Sent to the Senate for concurrence.

Order.

On motion of Mr. Mariano of Quincy,—

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

Next sitting.

At four 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.

The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



MONDAY, NOVEMBER 22, 2021.

[115]

JOURNAL OF THE HOUSE.

Monday, November 22, 2021.

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.

Appointments of the Speaker.

The Speaker announced that he had made the following appointments:

That Representatives Biele of Boston and LaNatra of Kingston had been appointed as his designees (under Chapter 69 of the Acts of 2003) to the Selection Committee for the Madeline Amy Sweeney Award for Civilian Bravery;

Madeline Amy Sweeney Award Committee.

That Ron Waddell and Sean Ellis had been appointed as his designees (under item 7002-2021 contained in Section 2 of Chapter 227 of the Acts of 2020) to the Community Empowerment and Reinvestment Grant Program Board;

Community Empowerment Board.

That Representative Decker of Cambridge had been appointed as his designee (under Chapter 74 of the Acts of 2021) to the special legislative commission to study poverty in the Commonwealth; and

Poverty Commission.

That Liz Friedman of Northampton had been re-appointed as his designee (under Section 66 of Chapter 3 of the General Laws) to the Massachusetts Commission on the Status of Women.

Status of Women.

Appointments of the Minority Leader.

The Minority Leader announced that he had made the following appointments:

That Representative Pease of Westfield had been appointed as his designee (under Section 105 of Chapter 227 of the Acts of 2020) to the special commission to study equity and access to telecommunications services, including but not limited to broadband internet, for students and families in the Commonwealth and to make recommendations to address inequity and the digital divide for students and families with limited access to telecommunications services;

Broadband equity commission.

That Representative Howitt of Seekonk had been appointed as his designee (under Section 130 of Chapter 24 of the Acts of 2021) to the special commission to study auto body labor rates;

Auto body labor rates.

That Representative Vieira had been appointed as his designee (under Section 132 of Chapter 24 of the Acts of 2021) to the special commission to investigate and study the promotion and celebration of the 250th anniversary of the American Revolution;

250th American Revolution anniversary.

That Representative Muratore of Plymouth had been appointed as his designee (under Section 134 of Chapter 24 of the Acts of 2021) to the Non-Emergency Human Services Transportation Task Force; and

Human Services Transportation Task Force.

That Representative McKenna of Webster had been appointed as his designee (under Section 217 of Chapter 6 of the General Laws) to the state Commission on Autism.

Autism
Commission.

Resolutions.

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

Resolutions (filed by Ms. Hogan of Stow) congratulating Jude Porter on receiving the Eagle Award of the Boy Scouts of America;

Jude
Porter.

Resolutions (filed by Messrs. Durant of Spencer and Berthiaume of Spencer) congratulating the Exchange Club of Spencer on the occasion of its seventy-fifth anniversary;

Exchange
Club of
Spencer.

Resolutions (filed by Mr. McMurtry of Dedham) congratulating Gurnoor Sooch on receiving the Eagle Award from the Boy Scouts of America;

Gurnoor
Sooch.

Resolutions (filed by Mr. McMurtry of Dedham) congratulating Anthony Wickett on receiving the Eagle Award from the Boy Scouts of America; and

Anthony
Wickett.

Resolutions (filed by Mr. Walsh of Peabody) congratulating Jonathan Rutkowski on receiving the Eagle Award of the Boy Scouts of America;

Jonathan
Rutkowski.

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 Mrs. Lipper-Garabedian of Melrose, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

Communication.

A communication from the Office of the Comptroller (see Section 12(a) of Chapter 7A of the General Laws) submitting the Statutory Basis Financial Report for fiscal year 2021, was placed on file.

Statutory Basis
Financial
Report.

Petitions.

Petitions severally were presented and referred as follows:

By Ms. Peake of Provincetown, a petition (accompanied by bill, House, No. 4264) of Sarah K. Peake (by vote of the town) that the town of Truro be authorized to establish a year-round market rate rental housing trust in said town. To the committee on Housing.

Truro,—
housing
trust.

By Representative Tucker of Salem and Senator Lovely, a joint petition (accompanied by bill, House, No. 4265) of Paul F. Tucker and Joan B. Lovely (with the approval of the mayor and city council) that the city of Salem be authorized to appoint retired Salem firefighters as special firefighters in said city. To the committee on Public Service.

Salem,—
firefighters.

Severally sent to the Senate for concurrence.

Mr. Vargas of Haverhill presented a petition (subject to Joint Rule 12) of Andres X. Vargas relative to preexisting nonconforming uses and structures under zoning laws; and the same was referred, under Rule 24, to the committee on Rules.

Zoning.

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 William C. Galvin relative to fair and equitable compensation for medical services. Under suspension of the rules, on motion of Mrs. Lipper-Garabedian of Melrose, the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on Financial Services. Sent to the Senate for concurrence.

Medical services,—
compensation.

By Mr. Straus of Mattapoisett, for the committee on Transportation, on a petition, a Bill to provide identification to youth and adults experiencing homelessness (House, No. 3515).

Homelessness,—
identification.

By the same member, for the same committee, on a petition, a Bill providing for a study of noise impacts from the confluence of Interstates 93 and 495 (House, No. 3548).

Routes 93
and 495.

By the same member, for the same committee, on a joint petition, a Bill establishing the Blue Star Family license plate (House, No. 3627).

Blue Star
families.

By the same member, for the same committee, on House, No. 3429, a Bill to ensure benefits through enhanced Selective Service registration (House, No. 4263).

Selective
Service.

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

By Mr. Straus of Mattapoisett, for the committee on Transportation, on a petition, a Bill to clarify penalties for violations occurring while driving with a hardship license (House, No. 3520). Read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Hardship
licenses,—
violations.

Orders of the Day.

The House Bill relative to the charter of the town of Eastham (House, No. 3794), 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.

Order.

On motion of Mr. Mariano of Quincy,—

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

Next
sitting.

At five 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 Wednesday at eleven o'clock A.M., in an Informal Session.

The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



WEDNESDAY, NOVEMBER 24, 2021.

[116]

JOURNAL OF THE HOUSE.

Wednesday, November 24, 2021.

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 Tribute.

At the request of Mr. Cabral of New Bedford, the members and employees stood in a moment of silent tribute in honor of former employee of the House, Jessica (Pinho) Rego, who lost her battle with cancer on Saturday, November 20, 2021. Jessica was legislative aide to Representative Cabral for nine years before she left the office for another position. She leaves behind her young son Noah Rego and husband David Rego.

Jessica
Rego.

Petitions.

Mr. Murray of Milford presented a petition (accompanied by bill, House, No. 4267) of Brian W. Murray (by vote of the town) that the town of Milford be authorized to grant an additional license for the sale of all alcoholic beverages not to be drunk on the premises; and the same was referred to the committee on Consumer Protection and Professional Licensure. Sent to the Senate for concurrence.

Milford,—
liquor
license.

Petitions severally were presented and referred as follows:

By Mr. Cutler of Pembroke, a petition (subject to Joint Rule 12) of Josh S. Cutler that the bridge on Tremont Street spanning Route 3 in the town of Duxbury be designated the Lewis Sisters bridge.

Duxbury,—
Lewis Sisters
bridge.

By Representative Diggs of Barnstable and Senator Cyr, a joint petition (subject to Joint Rule 12) of Kip A. Diggs, Julian Cyr and others that the Superintendent of State Office Buildings be authorized to install a permanent memorial in the State House in honor of Mercy Otis Warren.

State House,—
Mercy Otis
Warren
memorial.

By Mr. Vieira of Falmouth (by request), a petition (subject to Joint Rule 12) of Jenna Orlando for legislation to regulate changes to previously issued birth certificates.

Birth
certificates.

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

Papers from the Senate.

The House Bill authorizing the city of Cambridge to use certain land for general municipal purposes and the installation of subsurface geothermal wells (House, No. 3996), came from the Senate passed to be engrossed, in concurrence, with an

Cambridge,—
land.

amendment striking out all after the enacting clause and inserting in place thereof the text contained in Senate document numbered 2586. The amendment was referred, under Rule 35, to the committee on Bills in the Third Reading.

A Bill authorizing Brigette Hamel to take the civil service examination for the position of police officer in the city of Haverhill notwithstanding the maximum age requirement (Senate, No. 2447) (on a petition) [Local Approval Received], passed to be engrossed by the Senate, was read.

Haverhill,—
Brigette
Hamel.

Under suspension of the rules, on motion of Mr. Vargas of Haverhill, the bill was read a second and a third time forthwith; and it was passed to be engrossed, in concurrence.

A Bill addressing barriers to care for mental health (Senate, No. 2584) (on Senate bill No. 2572), passed to be engrossed by the Senate, was read; and it was referred, under Rule 33, to the committee on Ways and Means.

Mental
health care.

Petitions severally were referred, in concurrence, as follows:

Petition (accompanied by bill, Senate, No. 2574) of Anne M. Gobi, Susannah M. Whipps, Joanne M. Comerford and Jonathan D. Zlotnik (by vote of the town) for legislation to create a Parks and Recreation Commission in the town of Templeton; and

Templeton,—
parks and
recreation.

Petition (accompanied by bill, Senate, No. 2575) of Anne M. Gobi, Joanne M. Comerford, Susannah M. Whipps and Jonathan D. Zlotnik (by vote of the town) for legislation to establish a special fund for recaptured funds from demolition liens or related grants in the town of Templeton;

Templeton,—
fund.

Severally to the committee on Municipalities and Regional Government.

Reports of Committees.

By Mr. Galvin of Canton, for the committee on Rules, that Joint Rule 7B be suspended on the petition of Brian W. Murray (by vote of the town) that the town of Milford be authorized to change the name of the board of selectmen to select board. Under suspension of the rules, on motion of Mr. Wong of Saugus, the report was considered forthwith. Joint Rule 7B was suspended; and the petition (accompanied by bill) was referred to the committee on Municipalities and Regional Government. Sent to the Senate for concurrence.

Milford,—
select board.

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 Paul J. Donato for legislation to authorize the State Treasurer to appropriate funds payments due in accordance with a certain civil judgment of the abuse by state employees documented in Davis v. Rennie, et al. 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 State Administration and Regulatory Oversight. Sent to the Senate for concurrence.

Davis v.
Rennie,—
payments.

By Mr. Gordon of Bedford, for the committee on Public Service, on a petition, a Bill relative to mandatory coverage for certain health screenings for firefighters (House, No. 2604).

Firefighters,—
health
screenings.

By the same member, for the same committee, on a petition, a Bill relative to health insurance for surviving spouses (House, No. 2615).

Surviving spouses.

Severally referred, under Rule 1E, to the committee on Health Care Financing.

By Mr. Gordon of Bedford, for the committee on Public Service, on House No. 15 and on a part of House, No. 9, a Bill relative to accidental disability and Group 1 emotional distress (House, No. 15).

Group One,— disability.

By the same member, for the same committee, on a petition, a Bill further regulating group insurance benefits for state employees and retired state employees (House, No. 2708).

Group insurance benefits.

By the same member, for the same committee, on a petition, a Bill relative to public safety line of duty benefits (House, No. 2728).

Line of duty benefits.

By the same member, for the same committee, on a petition, a Bill relative to the collective bargaining rights for employees of the Committee for Public Counsel Services (House, No. 2739).

CPCS,— collective bargaining.

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

Emergency Measure.

The engrossed Bill concerning genocide education (see Senate, No. 2557, 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.

Genocide education.

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.

Subsequently, the Senate having concurred in adoption of the emergency preamble, the bill (which originated in the Senate) was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

Bill enacted.

Engrossed Bills.

Engrossed bills

Authorizing Brigitte Hamel to take the civil service examination for the position of police officer in the city of Haverhill notwithstanding the maximum age requirement (see Senate, No. 2447) (which originated in the Senate);

Bills enacted.

Relative to certain affordable housing owned and operated by the Ipswich Housing Authority (see House, No. 3809); and

Further regulating the membership of the board of trustees of the Woburn Public Library (see House, No. 3820);

(Which severally originated in the House);

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 authorizing certain investments by the treasurer of the town of Groton (House, No. 3909), reported by the committee on Bills in the Third Reading

Third reading bill.

to be correctly drawn, was read a third time; and it was passed to be engrossed. Sent to the Senate for concurrence.

The House Bill relative to the design, development, construction and operation of a senior low-income and affordable housing project located at 144 Greenmont Avenue in the town of Dracut (House, No. 3722), reported by the committee on Bills in the Third Reading to be correctly drawn, was read a third time.

Dracut,—
housing
project.

Pending the question on passing the bill to be engrossed, Ms. Garlick of Needham moved to amend it by striking out sections 1 and 2 and inserting in place thereof the following two sections:

“SECTION 1. The design, development, construction and operation of a senior low-income and affordable housing project located at 144 Greenmont avenue in the town of Dracut or any part thereof, which activities shall include planning, design, construction management, construction, reconstruction, installation, demolition, maintenance, repair, management and operation of such project by a developer to be named by the town, who shall not be subject to any general or special law related to the procurement and award of contracts under chapters 7, 7C, 30B and 149 of the General Laws. Notwithstanding the forgoing, any new construction performed on the site relating to the project described above shall be subject to prevailing wage requirements set forth in sections 26 to 27H, inclusive of chapter 149 of the General Laws. The development of the project described above may be conducted through 1 or more phases.

SECTION 2. The town of Dracut may lease, through a lease term of up to 60 years, the project described in section 1 to a developer to be named by the town.”

The amendment was adopted; and the bill (House, No. 3722, amended) was passed to be engrossed. Sent to the Senate for concurrence.

Order.

On motion of Mr. Mariano of Quincy,—

Ordered, That when the House adjourns today, it adjourn to meet on Monday next at eleven o’clock A.M.

Next
sitting.

At twenty-two 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.

The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



MONDAY, NOVEMBER 29, 2021.

[117]

JOURNAL OF THE HOUSE.

Monday, November 29, 2021.

Met according to adjournment at eleven o'clock A.M., in an Informal Session, with Mr. Garballey of Arlington 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. Garballey), the members and employees joined with him 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 Representatives Garballey of Arlington and Rogers of Cambridge) congratulating the Ottoson Middle School in the town of Arlington on its one hundredth anniversary;

Arlington,—
Ottoson
Middle School.

Resolutions (filed by Mr. Roy of Franklin) congratulating William Cerier on receiving the Eagle Award of the Boy Scouts of America; and

William
Cerier.

Resolutions (filed by Mr. Roy of Franklin) congratulating Alexander James Gardenier on receiving the Eagle Award of the Boy Scouts of America;

Alexander
Gardenier.

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

Petitions.

Petitions severally were presented and referred as follows:

By Ms. Hogan of Stow, a petition (subject to Joint Rule 12) of Kate Hogan relative to requiring warning devices in the event of over pressurized gas entering a home.

Gas warning
devices.

By Mr. Oliveira of Ludlow, a petition (subject to Joint Rule 12) of Jacob R. Oliveira and Natalie M. Blais relative to zoning ordinances for the regulation of the installation of solar energy systems.

Solar
energy,—
zoning.

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

Papers from the Senate.

A Bill authorizing the town of Wareham to grant an additional license for the sale of malt beverages not to be drunk on the premises (Senate, No. 2587) (on Senate bill No. 2501) [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.

Wareham,—
liquor license.

A report of the committee on Public Service, asking to be discharged from further consideration of the petition (accompanied by bill, Senate, No. 1705) of Ryan C. Fattman for legislation to designate January as Peace Officer History Month, and recommending that the same be referred to the committee on State Administration and Regulatory Oversight,— accepted by the Senate, was considered forthwith, under Rule 42; and it was accepted, in concurrence.

Peace Officer
History Month.

The following notices were received from the Clerk of the Senate, to wit:—

November 29, 2021.

Honorable Steven T. James
Clerk of the House of Representatives
Room 145 State House
Boston, MA 02133

Dear Mr. Clerk:

I have the honor to inform you that the Honorable Karen E. Spilka, President of the Senate made the following appointments:

Senator Patricia D. Jehlen (pursuant to Chapter 74 of the Acts of 2021) to the special commission to study poverty in the Commonwealth.

Poverty.

Senator Michael Barrett (pursuant to Section 132 of Chapter 24 of the Acts of 2021) to the special commission to investigate and study the promotion and celebration of the two hundred and fiftieth anniversary of the American Revolution.

American
Revolution,—
anniversary.

Respectfully,
MICHAEL D. HURLEY
Clerk of the Senate.

November 29, 2021.

Honorable Steven T. James
Clerk of the House of Representatives
Room 145 State House
Boston, MA 02133

Dear Mr. Clerk:

I have the honor to inform you that the Honorable Bruce E. Tarr, Minority Leader, has made the following appointment:

LTC Geoffrey Love (pursuant to Section 132 of Chapter 24 of the Acts of 2021) to the Special Commission to Investigate and Study the Promotion and Celebration of the Two Hundred and Fiftieth Anniversary of the American Revolution

American
Revolution,—
anniversary.

Respectfully,
MICHAEL D. HURLEY
Clerk of the Senate.

Reports of a Committee.

By Mr. Cabral of New Bedford, for the committee on State Administration and Regulatory Oversight, on a petition, a Bill relative to the employment of persons with disabilities on state contracts (House, No. 3107).

State contracts,—
disabilities.

By the same member, for the same committee, on a petition, a Bill relating to access to public records (House, No. 3150).

Public records,—
access.

By the same member, for the same committee, on a petition, a Bill authorizing the Division of Capital Asset Management and Maintenance to convey certain land in the city of Lowell to the Lowell Housing Authority (House, No. 4237).

Lowell,—
land.

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

By Mr. Cabral of New Bedford, for the committee on State Administration and Regulatory Oversight, on a petition, a Bill making October 25th Dwarfism awareness day in the Commonwealth (House, No. 3160). Read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Dwarfism awareness day.

Engrossed Bills.

Engrossed bills

Providing for the retirement of Sean Murphy, a police officer in the city known as the town of Weymouth (see House, No. 3764, amended); and

Bills enacted.

Establishing an open town meeting in the town of Lee (see House, No. 4092); (Which severally originated in the House);

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.

House bills

Establishing memorial markers in the towns of Milton and Canton in memory of certain law enforcement officers killed in the line of duty (House, No. 887); and

Third reading bills.

Establishing the appointed office of town clerk in the town of Dunstable (House, No. 4101);

Severally reported by the committee on Bills in the Third Reading to be correctly drawn, were read a third time; and they were passed to be engrossed. Severally sent to the Senate for concurrence.

Order.

On motion of Mr. Mariano of Quincy,—

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

Next sitting.

At eleven minutes after eleven o'clock A.M., on motion of Mr. Wong of Saugus (Mr. Garballey of Arlington being in the Chair), the House adjourned, to meet the following Thursday at eleven o'clock A.M., in an Informal Session.

The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



THURSDAY, DECEMBER 2, 2021.

JOURNAL OF THE HOUSE.

Thursday, December 2, 2021.

Met at ten minutes after 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 Tribute.

At the request of Representative Dykema of Holliston and Speaker Mariano, the members and employees stood in a moment of silent tribute in respect to the memory of Norman J. Han, 50, of Hopkinton, who passed away on Monday, November 29, 2021.

Norman J.
Han.

Born in Seoul, South Korea, he was the son of Dr. Dae Suk and Duk Hwa Han. Norman moved to the United States as a toddler and lived in New York, New Hampshire, and New Jersey, before settling in Massachusetts.

Norman received his Master's degree in Public Administration from Columbia University and worked in Healthcare Policy for the Federal Government, before moving to the Massachusetts House Committee on Ways and Means, serving under several administrations. The House benefitted greatly from Norman's intellect and experience; and he was greatly respected by the House Membership, Officers and staff. Norman went on to develop budget and policy recommendations for MassHealth and the Group Insurance Commission. Most recently, he was the Director of Healthcare Policy and Research for the Massachusetts Association of Health Plans.

Norman enjoyed spending time with family, traveling, and good food. He was a lifelong fan of all sports, especially basketball, soccer, baseball and football. He served on the board for the Transportation Children Center in Boston; while his daughter was enrolled in their pre-school program.

In addition to his parents, Norman is survived by his beloved wife, Ann Han; his daughter, Megan and his sister, Julie Han of San Jose, California. He also leaves behind his sisters-in-law, Kate Faulkner and her husband, Colin of Bedford, Amy Matheson and her husband, Tom of Tucson, Arizona; his nephew, Jack Faulkner and nieces, Fiona and Sabrina Matheson; as well as his aunts, uncles and cousins.

Resolutions.

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

Resolutions (filed by Representatives Coppinger of Boston and McMurtry of Dedham) congratulating Daniel Li on his elevation to the rank of Eagle Scout;

Daniel
Li.

Resolutions (filed by Representatives Coppinger of Boston and McMurtry of Dedham) congratulating Jeffrey Parla on his elevation to the rank of Eagle Scout;

Jeffrey
Parla.

Resolutions (filed by Representatives Coppinger of Boston and McMurtry of Dedham) congratulating Samkyu Yaffe on his elevation to the rank of Eagle Scout; and

Samkyu
Yaffe.

Resolutions (filed by Mr. Parisella of Beverly) commending the North Shore Music Theatre on the thirtieth anniversary production of A Christmas Carol;

North Shore
Music Theatre.

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

Petitions.

Petitions severally were presented and referred as follows:

By Mr. Murray of Milford, a petition (accompanied by bill, House, No. 4276) of Brian W. Murray (by vote of the town) for legislation to further regulate representative town meetings in the town of Milford. To the committee on Elections Laws.

Milford,—
town
meeting.

By the same member, a petition (accompanied by bill, House, No. 4275) of Brian W. Murray (by vote of the town) for legislation to further regulate the number of members of the Insurance Advisory Committee in the town of Milford. To the committee on Public Service.

Milford,—
insurance
committee.

Severally sent to the Senate for concurrence.

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 Danielle W. Gregoire for legislation of establish an insulin patient assistance program. To the committee on Health Care Financing.

Insulin,—
assistance.

Petition (accompanied by bill) of Jacob R. Oliveira and Natalie M. Blais relative to zoning ordinances for the regulation of the installation of solar energy systems. To the committee on Municipalities and Regional Government.

Zoning,—
solar energy
systems.

Joint petition (accompanied by bill) of Smitty Pignatelli and Adam G. Hinds that the State Retirement Board be authorized to retire Chad Shimmon, a uniformed member of the town of Great Barrington Police Department. To the committee on Public Service.

Chad
Shimmon,—
retirement.

Joint petition (accompanied by bill) of Kip A. Diggs, Julian Cyr and others that the Superintendent of State Office Buildings be authorized to install a permanent memorial in the State House in honor of Mercy Otis Warren. To the committee on State Administration and Regulatory Oversight.

State House,—
Warren
memorial.

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

Mr. Michlewitz of Boston, for the committee of conference on the disagreeing votes of the two branches with reference to the Senate amendment (striking out all after the enacting clause and inserting in place thereof the text contained in Senate

COVID-19
recovery
Needs (ARPA).

document numbered 2580) of the House Bill relative to immediate COVID-19 recovery needs (House, No. 4234), reported recommending passage of a bill with the same title (House, No. 4269) [Total appropriation (Fiscal Years 2021 to 2026, inclusive): \$3,998,744,000.00]. Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

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

Under suspension of Rule 7A, on motion of Mr. Michlewitz of Boston, the report was considered forthwith; and it was accepted. Sent to the Senate for concurrence.

By Ms. Decker of Cambridge, for the committee on Public Health, on Senate, No. 1439 and House, No. 2261, a Bill to promote public safety and certainty related to child deaths (House, No. 2261).

Children,—
deaths.

By the same member, for the same committee, on Senate, No. 1372 and House, No. 2264, a Bill to improve access to emergency contraception (House, No. 2264).

Emergency
contraception.

By the same member, for the same committee, on a petition, a Bill relative to postpartum depression screening (House, No. 2285).

Postpartum
depression.

By the same member, for the same committee, on Senate, No. 1401 and House, No. 2335, a Bill to update postural screenings in schools (House, No. 2335).

Postural
screenings.

By the same member, for the same committee, on a petition, a Bill relative to HIV prevention access for young adults (House, No. 2349).

HIV
prevention.

By the same member, for the same committee, on Senate, No. 1475 and House, No. 2372, a Bill relative to Medicaid coverage for doula services (House, No. 2372).

Medicaid,—
doula services.

By the same member, for the same committee, on a petition, a Bill regarding racism as a public health crisis (House, No. 2400).

Public health,—
racism.

By the same member, for the same committee, on Senate, No. 1442 and House, No. 3795, a Bill to improve access to breastfeeding care (House, No. 3795).

Breastfeeding,—
access.

By the same member, for the same committee, on Senate, No. 1383 and House, No. 2267, a Bill prohibiting non consensual pelvic examinations (House, No. 4270).

Pelvic
examinations.

By the same member, for the same committee, on Senate, No. 1525 and House, No. 2331, a Bill protecting children from harmful diet pills and muscle-building supplements (House, No. 4271).

Supplements,—
children.

By the same member, for the same committee, on House, No. 2383, a Bill regarding the Pediatric Palliative Care Program (House, No. 4272).

Pediatric
palliative care.

Severally referred, under Joint Rule 1E, to the committee on Health Care Financing.

By Ms. Decker of Cambridge, for the committee on Public Health, on Senate, No. 1370 and House, No. 2263, a Bill to restrict the use of polystyrene (House, No. 2263).

Polystyrene,—
restrictions.

By the same member, for the same committee, on House, No. 2224, a Bill protecting the health and safety of people in restaurants (House, No. 4273).

Restaurants,—
safety.

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

Orders of the Day.

House bills

Designating a certain bridge in the town of Orleans as the Norman Wood Finch memorial bridge (House, No. 3969); and

Third
reading
bills.

Designating a certain bridge in the city of Haverhill as the Ted and Mary Murphy bridge (House, No. 4099);

Severally reported by the committee on Bills in the Third Reading to be correctly drawn, were read a third time; and they were passed to be engrossed. Severally sent to the Senate for concurrence.

The House Bill relative to the amendment of section 3-4 of the home rule charter of the city of Methuen (House, No. 3984), reported by the committee on Bills in the Third Reading to be correctly drawn, was read a third time.

Methuen,—
charter.

Pending the question on passing the bill to be engrossed, Ms. Garlick of Needham moved to amend it by substitution of a bill with the same title (House, No. 4274), 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. Mariano of Quincy,—

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

Next
sitting.

At twenty 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 day at eleven o'clock A.M., in an Informal Session.

The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



FRIDAY, DECEMBER 3, 2021.

[119]

JOURNAL OF THE HOUSE.

Friday, December 3, 2021.

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 Tribute.

At the request of Ms. Sabadosa of Northampton, the members and employees stood in a moment of silent tribute in respect to the memory of Dr. Martha "Marty" Nathan, a Northampton resident, physician, and climate and social justice activist who passed away on Monday, November 29, 2021.

Dr. Martha
"Marty"
Nathan.

Marty attended Brown University in Rhode Island and then medical school at Duke University in North Carolina. In 1979, Marty lost her first husband, Dr. Michael Nathan, chief of pediatrics at Durham's Lincoln Community Health Center, when he was murdered by Klan and Nazi members in what would become known as the Greensboro Massacre. Widowed at age 28 with an infant daughter, she went on to successfully sue the Ku Klux Klan, American Nazis, and the Greensboro police for the wrongful death of her husband after two unsuccessful criminal trials. Although she was the only successful claimant, in typical fashion, Marty shared the funds with the surviving families of all those who perished in the massacre by starting the Greensboro Justice Fund, which over the next 20 years gave away \$500,000 as grants to small groups fighting for civil rights and social justice in the South.

Marty later married Dr. Elliot Fratkin, the Gwendolen Carter Chair Emeritus in African Studies and Professor Emeritus of Anthropology at Smith College, and they moved to Northampton. Marty worked as a family physician at Baystate Brightwood Health Center in Springfield and retired in 2020 due to health issues. She continued to treat undocumented and uninsured immigrants through La Cliniquita program that she helped found, famously travelling the 20+ mile route daily by bus.

She was a passionate climate advocate and co-founded Climate Action Now, founded the environmental activism group 2degrees Northampton, and served as a board member of the Springfield Climate Justice Coalition. She started the Markam-Nathan Fund for Social Justice with her dear friend, Arky Markham, in 2009, which awards grants to grassroots social justice and peace groups in Western Massachusetts, to honor their deceased husbands' tireless devotion to building a better world.

Although she was sick with lung cancer she never slowed down. Just six weeks prior to her passing, she travelled to Washington to join the Climate Protest and was arrested, again, in front of the White House. Marty lived her values every single day, both in sickness and in health, and inspired others to do the same.

Marty loved nature, the color purple, a good joke, mystery novels, and, most fiercely, her family and friends. Her laughter, compassion, and friendship will be deeply missed throughout the community.

She leaves behind her children, Leah Nathan, Mulugetta Fratkin, and Masaye Fratkin, two grandchildren, and her husband, Elliot.

Petitions.

Petitions severally were presented and referred as follows:

By Representative Rogers of Norwood and Senator Feeney, a joint petition (accompanied by bill, House, No. 4277) of John H. Rogers and Michael R. Feeney and others (by vote of the town) that the town of Walpole be authorized to grant an additional license for the sale of wines and malt beverages not to be drunk on the premises in said town. To the committee on Consumer Protection and Professional Licensure.

Walpole,—
liquor
license.

By Representatives Giannino of Revere and Turco of Winthrop, a petition (accompanied by bill, House, No. 4278) of Jessica Ann Giannino and Jeffrey Rosario Turco (with the approval of the mayor and city council) that the Revere Retirement Board be authorized to provide creditable service for so-called “reserve time” to certain public safety personnel in said city. To the committee on Public Service.

Revere,—
public safety
personnel.

Severally sent to the Senate for concurrence.

Paper from the Senate.

A petition (accompanied by bill, Senate, No. 2591) of Paul R. Feeney, F. Jay Barrows, Edward R. Philips and Adam J. Scanlon (by vote of the town) for legislation to authorize the town of Mansfield to grant additional licenses for the sale of all alcoholic beverages to be drunk on the premises, was referred, in concurrence, to the committee on Consumer Protection and Professional Licensure.

Mansfield,—
liquor
licenses.

Report of a Committee.

By Mr. McMurtry of Dedham, for the committee on Veterans and Federal Affairs, on a petition, a Bill relative to establishing the Massachusetts Medal of Fidelity (House, No. 3670). Read; and referred, under Rule 33, to the committee on Ways and Means.

Medal of
Fidelity.

Emergency Measure.

The engrossed Bill relative to immediate COVID-19 recovery needs (see House, No. 4269), 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.

COVID-19
recovery
needs (ARPA).

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 4 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 Bill.

The engrossed Bill providing for the appointment of a treasurer-collector in the town of Rehoboth (see House, No. 3970) (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.

Order.

On motion of Mr. Mariano of Quincy,—

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 twelve o'clock noon, on motion of Mr. Barrows of Mansfield (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.

The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



MONDAY, DECEMBER 6, 2021.

[120]

JOURNAL OF THE HOUSE.

Monday, December 6, 2021.

Met according to adjournment at eleven o'clock A.M., in an Informal Session, with Mr. Garballey of Arlington 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. Garballey), the members and employees joined with him in reciting the pledge of allegiance to the flag.

Pledge of
allegiance.

Communications.

Communications

From the Executive Office of Health and Human Services (see Section 16F of Chapter 6A of the General Laws) submitting the Massachusetts Rehabilitation Commission Fiscal Year 2022 Chapter 171 Report and Annual Individual and Family Support Plan;

Individual and
Family Support
Plan.

From the Executive Office of Health and Human Services (see Section 16F of Chapter 6A of the General Laws) submitting the Department of Developmental Services Fiscal Year 2022 Chapter 171 Report and Annual Individual and Family Support Plan;

Id.

From the Executive Office of Health and Human Services (see Section 16F of Chapter 6A of the General Laws) submitting the Department of Mental Health Fiscal Year 2022 Chapter 171 Report and Annual Individual and Family Support Plan;

Id.

From the Executive Office of Health and Human Services (see Section 16F of Chapter 6A of the General Laws) submitting the Department of Public Health Fiscal Year 2022 Chapter 171 Report and Annual Individual and Family Support Plan;

Id.

From the Executive Office of Health and Human Services (see Section 16F of Chapter 6A of the General Laws) submitting the Massachusetts Commission for the Blind Fiscal Year 2022 Chapter 171 Report and Annual Individual and Family Support Plan;

Id.

From the Executive Office of Health and Human Services (see Section 16F of Chapter 6A of the General Laws) submitting the Massachusetts Commission for the Deaf and Hard of Hearing Fiscal Year 2022 Chapter 171 Report and Annual Individual and Family Support Plan;

Id.

From the Executive Office of Health and Human Services (see Section 16F of Chapter 6A of the General Laws) submitting the MassHealth Fiscal Year 2022 Chapter 171 Report and Annual Individual Family and Support Plan;

Id.

From the Cape Ann Transportation Authority (see 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 fiscal year 2021; and

Cape Ann
Transportation
Authority.

From the Montachusett Regional Transit Authority (see 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 fiscal year 2021;

Montachusett
Transit
Authority.

Severally were placed on file.

Petitions.

Petitions severally were presented and referred as follows:

By Mr. Dooley of Norfolk (by request), a petition (subject to Joint Rule 7B) of Michael Sullivan that the retirement board of the city of Boston be authorized to grant creditable service to Michael Sullivan for retirement purposes.

Michael Sullivan,—
retirement.

By Mr. Cutler of Pembroke, a petition (subject to Joint Rule 12) of Josh S. Cutler that the Congress Street bridge spanning Route 3 in Duxbury be designated as the Cora Wilburn bridge.

Duxbury,—
Cora Wilburn
bridge.

By the same member, a petition (subject to Joint Rule 12) of Josh S. Cutler that the bridge on Temple Street spanning Route 3 in Duxbury be designated as the George W. W. Scott bridge.

Duxbury,—
George W. W.
Scott bridge.

By Mr. O'Day of West Boylston, a petition (subject to Joint Rule 7B) of James J. O'Day and others relative to providing pension benefits to the surviving spouse of Worcester police officer Emmanuel Familia.

Emmanuel
Familia,—
pension.

By Mr. Xiarhos of Barnstable, a petition (subject to Joint Rules 12 and 7A) of Steven G. Xiarhos that John R. Stowe, Jr., be authorized to purchase creditable service from the Barnstable County Retirement Board.

John Stowe,—
creditable
service.

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

Paper from the Senate.

The Senate Bill amending the charter of Wheaton College (Senate, No. 2592) (on Senate bill No. 2547), passed to be engrossed by the Senate, was read; and it was referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Wheaton
College,—
charter.

Orders of the Day.

The House Bill relative to bidding requirements for a certain affordable housing project in the town of Brookline (House, No. 4083) (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.

Third
reading
bill.

Order.

On motion of Mr. Mariano of Quincy,—

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

Next
sitting.

At three minutes after eleven o'clock A.M., on motion of Ms. Ferguson of Holden (Mr. Garballey of Arlington being in the Chair), the House adjourned, to meet the following Thursday at eleven o'clock A.M., in an Informal Session.

The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



THURSDAY, DECEMBER 9, 2021.

[121]

JOURNAL OF THE HOUSE.

Thursday, December 9, 2021.

Met at seven minutes after 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.

Special Communication.

The following communication, together with returns of votes and schedules therein referred to, was received from the Secretary of the Commonwealth, to wit:—

COMMONWEALTH OF MASSACHUSETTS
OFFICE OF THE SECRETARY
STATE HOUSE, BOSTON 02133

December 8, 2021.

To the Honorable House:

I have the honor to lay before you the returns of votes cast at the special election held in this Commonwealth on the thirtieth day of November, 2021, for Representative in the General Court, Fourth Essex District, together with schedules showing the number of ballots which appear to have been cast for each person voted for.

Returns of
votes for
Representative
in the Fourth
Essex District.

These returns have been duly canvassed by the Governor and Council, and are now transmitted for examination by the House of Representatives, as required by the Constitution.

Very truly yours,
WILLIAM FRANCIS GALVIN,
Secretary of the Commonwealth.

The communication, there being no objection, was placed on file.

Qualification of Member-elect.

The Speaker announced that he had appointed himself as a special committee of the House to conduct Representative-elect Jamie Zahlaway Belsito, member-elect from the Fourth Essex District, to the Grand Staircase to be qualified at such time as may be convenient to the Governor and Council.

Representative-
elect Jamie
Zahlaway
Belsito,—
qualification.

The Chair (Mr. Donato of Medford) then announced that said special committee of the House had completed the assignment, and that Representative Belsito had, on Wednesday, December 8, 2021, taken and subscribed the necessary oaths of office, and was now duly qualified as a member of the House.

Id.

Resolutions.

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

Resolutions (filed by Ms. Hogan of Stow) congratulating Lilly Wilson on achieving the Gold Award of the Girl Scouts of America; and

Lilly
Wilson.

Resolutions (filed by Mr. Rogers of Norwood) congratulating the town of Norwood on the occasion of its one hundred and fiftieth anniversary;

Norwood,—
anniversary.

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

Petition.

Ms. Decker of Cambridge presented a petition (accompanied by bill, House, No. 4282) of Marjorie C. Decker and others (with the approval of the city council) relative to authorizing the city of Cambridge to impose a real estate transfer fee; and the same was referred to the committee on Revenue. Sent to the Senate for concurrence.

Cambridge,—
transfer fee.

Papers from the Senate.

A Bill validating the actions taken at the annual town meeting and a certain special town meeting in the town of Rowley (printed in Senate, No. 2550) (on a message from His Excellency the Governor), passed to be engrossed by the Senate, was read; and it was referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Rowley,—
elections.

A petition (accompanied by bill, Senate, No. 2593) of Barry R. Finegold (by vote of the town) for legislation to authorize the town of Tewksbury to change the name of its Board of Selectmen to Select Board, was referred, in concurrence, to the committee on Municipalities and Regional Government.

Tewksbury,—
select board.

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

Petition (accompanied by bill, Senate, No. 2594) of Bruce E. Tarr for legislation relative to local opt-in for permanent outdoor dining. To the committee on Municipalities and Regional Government.

Outdoor
dining.

Petition (accompanied by bill, Senate, No. 2595) of Bruce E. Tarr for legislation to provide a tax deduction for charitable donations of food by farmers. To the committee on Revenue.

Farmers,—
food
donations.

Petition (accompanied by bill, Senate, No. 2596) of Joanne M. Comerford and Adam G. Hinds for legislation to allow municipalities to reasonably regulate solar siting. To the committee on Telecommunications, Utilities and Energy.

Solar site
regulations.

Reports of Committees.

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

The Senate Bill authorizing the town of Wareham to grant an additional license for the sale of malt beverages not to be drunk on the premises (Senate, No. 2587) [Local Approval Received]; and

House bills

Making October 25th Dwarfism awareness day in the Commonwealth (House, No. 3160); and

To clarify penalties for violations occurring while driving with a hardship license (House, No. 3520);

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

Wareham,—
liquor license.

Dwarfism
awareness day.

Hardship
license.

By Ms. Ehrlich of Marblehead, for the committee on Municipalities and Regional Government, asking to be discharged from further consideration:

Of the petition (accompanied by bill, House, No. 2187) of Adrian C. Madaro relative to municipal approval of certain school service contracts,— and recommending that the same be referred to the committee on Education.

Of the petition (accompanied by bill, House, No. 4057) of Mike Connolly and Nika C. Elugardo relative to local approval of condominium conversion ordinances,— and recommending that the same be referred to the committee on Housing.

Of the petition (accompanied by bill, House, No. 2213) of Steven G. Xiarhos and others that cities and towns be authorized to establish police department civilian mental health advocate divisions,— and recommending that the same be referred to the committee on Public Safety and Homeland Security.

Under Rule 42, the reports severally were considered forthwith; and they were accepted. Severally sent to the Senate for concurrence.

Schools,—
service
contracts.

Condominiums,—
conversion
ordinances.

Police,—
civilian mental
health
advocates.

By Ms. Ehrlich of Marblehead, for the committee on Municipalities and Regional Government, on a petition, a Bill relative to the building or rebuilding of bridges on land that falls under the jurisdiction of more than one municipality (House, No. 2133).

By the same member, for the same committee, on Senate, No. 1337 and House, No. 2135, a Bill to improve the local infrastructure development program (House, No. 2135).

By the same member, for the same committee, on a petition, a Bill relative to partition fences (House, No. 2138).

By the same member, for the same committee, on a petition, a Bill authorizing the establishment of a regional old colony communications center enterprise fund by the town of Duxbury (House, No. 3748) [Local Approval Received].

By the same member, for the same committee, on a joint petition, a Bill authorizing senior water and sewer discounts in the town of Arlington (House, No. 3749) [Local Approval Received].

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

Municipalities,—
bridges.

Infrastructure
development.

Partition
fences.

Duxbury,—
fund.

Arlington,—
senior
discounts.

Orders of the Day.

The Senate Bill amending the charter of the town of North Andover (Senate, No. 2561), 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, in concurrence.

Third
reading
bill.

The House Bill relative to the Provincetown public pier corporation (House, No. 4190), 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.

Id.

Order.

On motion of Mr. Mariano of Quincy,—

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

Next
sitting.

At fourteen 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.

The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



MONDAY, DECEMBER 13, 2021.

[122]

JOURNAL OF THE HOUSE.

Monday, December 13, 2021.

Met according to adjournment at eleven o'clock A.M., in an Informal Session, with Mr. Garballey of Arlington 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. Garballey), the members and employees joined with him in reciting the pledge of allegiance to the flag.

Pledge of
allegiance.

Silent Tribute.

At the request of the Chair (Mr. Garballey of Arlington) and Representatives Rogers of Cambridge and Parisella of Beverly, the members and employees stood in a moment of silent tribute in respect to the memory of Genevieve Adelaide "Jean" (Manfredonia) Fitzpatrick, age 88, of Falmouth, Massachusetts, and Orlando, Florida, who passed away on November 18th.

Genevieve
Fitzpatrick.

Genevieve served as a Naval Officer, professor, and author. She was the beloved wife of Robert A. Fitzpatrick for 61 years. Born in Boston, MA, daughter of Salvatore and Stella (Passaro) Manfredonia. Genevieve was predeceased by her maternal aunts and uncles who cared for her and her late brother, Joseph, from an early age. Genevieve graduated early from the Brighton (MA) High School at age 16 and then received her R.N. Diploma from the Massachusetts General Hospital School of Nursing. She was also a Double Eagle, graduating with B.S. (cum laude) and later M.S. degrees from Boston College. A life-long scholar, she later earned her Ph.D. in sociology from Boston University. For many years she was a Professor, at Bridgewater State College (now University), being honored as an Emeritus on her retirement from the College. She also authored two widely used nursing textbooks (for gynecological and oncological nursing), wrote articles for many professional journals, and was a nursing consultant for the American Cancer Society.

At age 56 Genevieve volunteered as a medical officer in the U.S. Naval Reserve, receiving her commission from her husband, Robert (also a Naval Reserve officer), during a ceremony aboard the U.S.S. Constitution. She served on overseas duty assignments for Naval Patrol Squadron VP-92 (Naval Air Station, South Weymouth, Massachusetts). Genevieve was a decorated veteran of Operation Desert Storm and retired as a Commander from the Navy aboard the same ship on which she previously received her officer's commission, the Constitution.

In addition to her husband, Genevieve is survived by her children, John of Arlington, Lawrence and his wife Sunette of Maui, Hawaii, and Susan Fitzpatrick Bradbury and husband Kenneth of Apex, North Carolina. She also leaves six grandchildren, Captain Katharine Fitzpatrick (U.S. Army), Timothy Fitzpatrick, Nia May Fitzpatrick, and Caley, Clancy, and Patrick John Bradbury.

Resolutions.

Resolutions (filed with the Clerk by Mr. Ultrino of Malden) congratulating Daniel J. O’Leary on his retirement as Chief Executive Officer of Mystic Valley Elder Services, were referred under Rule 85, to the committee on Rules.

Daniel
O’Leary.

Mr. Galvin of Canton, for said committee, reported that the resolutions ought to be adopted. Under suspension of the rules, 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.

Monthly Report.

A report of the Executive Office of the Trial Court (under Section 2(c) of Chapter 257 of the Acts of 2020) submitting the monthly report on the number of actions for summary process entered and filed with each court having jurisdiction over an action for summary process for the month of October, 2021, was placed on file.

Trial Court,—
summary
process.

Petitions.

Petitions severally were presented and referred as follows:

By Ms. Garlick of Needham, a petition (accompanied by bill, House, No. 4283) of Denise C. Garlick (by vote of the town) that the town of Needham be authorized to grant licenses for the sale of all alcoholic beverages not to be drunk on the premises and wine and malt beverages not to be drunk on the premises in said town; and

Needham,—
liquor
licenses.

By Representative Sabadosa of Northampton and Senator Comerford, a joint petition (accompanied by bill, House, No. 4284) of Lindsay N. Sabadosa and Joanne M. Comerford (with the approval of the mayor and city council) that the city of Northampton be authorized to appoint members to the Northampton License Commission without regard to party affiliation;

Northampton,—
license
commission.

Severally to the committee on Consumer Protection and Professional Licensure.

By Mr. Carey of Easthampton, a petition (accompanied by bill, House, No. 4285) of Daniel R. Carey, Mindy Domb and Eric P. Lesser (by vote of the town) relative to recall elections in the town of Granby. To the committee on Election Laws.

Granby,—
recall
elections.

By Representative Meschino of Hull and Senator O’Connor, a joint petition (accompanied by bill, House, No. 4286) of Joan Meschino and Patrick M. O’Connor (by vote of the town) for legislation to make the charter of the town of Hull more gender neutral. To the committee on Municipalities and Regional Government.

Hull,—
charter.

By Representative Rogers of Norwood and Senator Rush, a joint petition (accompanied by bill, House, No. 4287) of John H. Rogers and Michael F. Rush (by vote of the town) that the town of Norwood be authorized to continue the employment of David Hayes, fire chief of said town. To the committee on Public Service.

Norwood,—
David Hayes.

Severally sent to the Senate for concurrence.

Petitions severally were presented and referred as follows:

By Mr. Cutler of Pembroke, a petition (subject to Joint Rule 12) of Josh S. Cutler that the intersection of Tremont Street, state Route 3A, and St. George Street in the town of Duxbury be designated as the Charlotte Bradford square.

Duxbury,—
Bradford
square.

By Mr. Holmes of Boston, a petition (subject to Joint Rule 12) of Russell E. Holmes for legislation to establish a sick leave bank for John Coleman, an employee of the Department of Correction.

John
Coleman,—
sick leave.

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

Papers from the Senate.

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

Petition (accompanied by bill, Senate, No. 2598) of Bruce E. Tarr, Ryan C. Fattman, Patrick M. O'Connor, Bradley H. Jones, Jr., and other members of the General Court for legislation to protect children. To the committee on Children, Families and Persons with Disabilities.

Children,—
electronic
backpack.

Petition (accompanied by bill, Senate, No. 2599) of Lori Bowen for legislation relative to preventing abuse of restraining orders by a third party. To the committee on the Judiciary.

Restraining
orders.

Petition (accompanied by bill, Senate, No. 2597) of Bruce E. Tarr and Bradley H. Jones, Jr., for legislation relative to pharmacy testing; and

Pharmacies,—
testing.

Petition (accompanied by bill, Senate, No. 2600) of Bruce E. Tarr for legislation relative to personal health information portability and accessibility;

Personal health
information.

Severally to the committee on Public Health.

Reports of Committees.

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

Relative to the building or rebuilding of bridges on land that falls under the jurisdiction of more than one municipality (House, No. 2133);

Bridges,—
jurisdiction.

To improve the local infrastructure development program (House, No. 2135);

Infrastructure.
Fences.

Relative to partition fences (House, No. 2138);

Authorizing the establishment of a regional old colony communications center enterprise fund by the town of Duxbury (House, No. 3748) [Local Approval Received]; and

Duxbury,—
fund.

Authorizing senior water and sewer discounts in the town of Arlington (House, No. 3749) [Local Approval Received];

Arlington,—
seniors.

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

By Ms. Ehrlich of Marblehead, for the committee on Municipalities and Regional Government, on a petition, a Bill regarding mandatory land use board training (House, No. 2174). Read; and referred, under Rule 33, to the committee on Ways and Means.

Board
members,—
training.

By Ms. Ehrlich of Marblehead, for the committee on Municipalities and Regional Government, on Senate, No. 1321 and House, No. 2150, a Bill relative to tax title expense (House, No. 2150, changed by striking out sections 1 and 2).

Tax title
expenses.

By the same member, for the same committee, on a petition, a Bill providing for the establishment of sustainable water resource funds (House, No. 2152).

Water
resource funds.

By the same member, for the same committee, on a petition, a Bill requiring the master plans of cities and towns to address climate change and renewable energy (House, No. 2159).

Municipal
climate master
plans.

By the same member, for the same committee, on a petition, a Bill to further regulate the attendance by police officers at police association executive board meetings (House, No. 2163).

Police associations,— board meetings.

By the same member, for the same committee, on a petition, a Bill authorizing cities and towns to establish reduced maximum tow rates during certain declared emergencies (House, No. 2165).

Emergencies,— tow rates.

By the same member, for the same committee, on a petition, a Bill relative to veterans housing advantage (House, No. 2185).

Veterans' housing.

By the same member, for the same committee, on a petition, a Bill relative to the preservation of wetlands and water resources in Chapter 40B applications (House, No. 2198).

Housing,— wetlands and water.

By the same member, for the same committee, on Senate, No. 1336 and House, No. 2199, a Bill authorizing municipal use of the prudent investor standards (House, No. 2199).

Municipal prudent investor standards.

By the same member, for the same committee, on a petition, a Bill relative to courtesy retail parking spaces designed for non-handicapped veterans (House, No. 2203).

Veterans,— parking.

By the same member, for the same committee, on a petition, a Bill relative to assessor certificates (House, No. 2206).

Assessor certificates.

By the same member, for the same committee, on a petition, a Bill relative to additional inspectors; inspector engaging in plumbing or gas fitting work (House, No. 2207).

Plumbing and gas inspectors.

By the same member, for the same committee, on a petition, a Bill relative to the maintenance of private roads, beaches and amenities in municipalities (House, No. 2208).

Private roads, etc.,— maintenance.

By the same member, for the same committee, on a petition, a Bill providing for municipal meeting postponement due to inclement weather (House, No. 4035).

Municipal meetings.

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

Engrossed Bills.

Engrossed bills

Amending the charter of the town of North Andover (see Senate, No. 2561) (which originated in the Senate);

Bills enacted.

Authorizing the town of Dracut to pay a certain bill to WhiteWater, Inc. (see House, No. 3726); and

Providing for the recall of elected officers in the town of Wenham (see House, No. 3746);

(Which severally originated in the House);

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 relative to investment of certain trust funds in the town of Weston (House, No. 3894), 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.

Order.

On motion of Mr. Mariano of Quincy,—

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

Next
sitting.

At thirteen minutes after eleven o'clock A.M., on motion of Mr. Wong of Saugus (Mr. Garballey of Arlington being in the Chair), the House adjourned, to meet the following Thursday at eleven o'clock A.M., in an Informal Session.

The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



THURSDAY, DECEMBER 16, 2021.

[123]

JOURNAL OF THE HOUSE.

Thursday, December 16, 2021.

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 Ayers of Quincy, Cusack of Braintree, Driscoll of Milton, and Michlewitz of Boston the members and employees stood in a moment of silent tribute in respect to the memory of Donald P. Ogden of Boston, formerly of Randolph, who passed away peacefully and comfortably at his home in Boston's North End, on December 3rd at the age of 84.

Donald P.
Ogden.

Don was born in Boston and raised in Randolph where he graduated high school and then went on to attend Bentley College. Soon after high school, Don enlisted in the Massachusetts National Guard and transferred to the United States Army where he proudly served his country during the Vietnam War. Don achieved the rank of "Captain" and was awarded several medals and commendations, including the Vietnam Service Medal with seven Service Stars, Bronze Star Medal with two Oak Leaf Clusters and the Army Commendation Medal.

In 1980, Don co-founded Boston based A Yankee Line, Inc. (Yankee Bus Line), serving the entire Northeast corridor with luxury tours, charters and general passenger transportation.

Don was an avid racehorse owner and enthusiast. Don especially cherished his time connecting with family and friends in Randolph, Boston's North End, South Boston, Saratoga, N.Y. and his motorcoach industry friends throughout North America and the U.K.

A devoted son, brother, uncle and friend, Don will be greatly missed by all who were blessed to have known him. Don was the son of the late Francis and Anna (Boodro) Ogden. Brother of the late Dorothy Burns, Patricia Gray and Margaret Fletcher. Also survived by many nieces, nephews, cousins and friends.

Message from the Governor — Disapprovals and Recommendation of Amendment in Supplemental Appropriations Bill.

A message from His Excellency the Governor returning with his disapproval of certain wording contained in section 2A, disapproval of section 79, and also with recommendation of amendment of section 72 contained in the engrossed Bill relative to immediate COVID-19 recovery needs [see House, No. 4269] (for message, see House, No. 4289), filed in the office of the Clerk on Monday, December 13, was read.

COVID-19
recovery,—
disapprovals and
amendment.

So much of the message as relates to the disapprovals were referred, under Rule 30, to the committee on Ways and Means.

So much of the message as relates to section 72 (printed as House, No. 4288) returned with recommendation of amendment (under the provisions of Article LVI of the Amendments to the Constitution, was thereupon “before the General Court and subject to amendment and re-enactment”), and was referred, on motion of Ms. Garlick of Needham, to the committee on Bills in the Third Reading.

Messages from the Governor.

A message from His Excellency the Governor recommending legislation to protect victims of crimes and the public (House, No. 4290), was filed in the office of the Clerk on Wednesday, December 15.

Crimes,—
victims.

The message was read; and it was referred, under Rule 30, with the accompanying draft of a bill, to the committee on the Judiciary. Sent to the Senate for concurrence.

A message from His Excellency the Governor recommending legislation relative to the harmful distribution of sexually explicit visual material (House, No. 4291), was filed in the office of the Clerk on Wednesday, December 15.

Sexually
explicit
material,—
distribution.

The message was read; and it was referred, under Rule 30, with the accompanying draft of a bill, to the committee on the Judiciary. Sent to the Senate for concurrence.

Petitions.

Petitions severally were presented and referred as follows:

By Mrs. Harrington of Groton, a petition (accompanied by bill, House, No. 4292) of Sheila C. Harrington (by vote of the town) relative to the charter of the town of Townsend; and

Townsend,—
charter.

By Mr. Vieira of Falmouth, a petition (accompanied by bill, House, No. 4293) of David T. Vieira (by vote of the town) relative to changing the name of the board of selectmen to select board in the town of Mashpee.

Mashpee,—
select board.

Severally to the committee on Municipalities and Regional Government.

By Representative Barrows of Mansfield and Senator Feeney, a joint petition (accompanied by bill, House, No. 4294) of F. Jay Barrows and Paul R. Feeney (by vote of the town) that the town of Foxborough be authorized to exempt certain positions in the police department of said town from the civil service law. To the committee on Public Service.

Foxborough,—
civil service
law.

By Representative Garballey of Arlington and Senator Friedman, a joint petition (accompanied by bill, House, No. 4295) of Sean Garballey and Cindy F. Friedman (by vote of the town) that the town of Arlington be authorized to establish a real estate transfer fee upon the transfer of property in said town. To the committee on Revenue.

Arlington,—
real estate
transfer fee.

Severally sent to the Senate for concurrence.

Mr. Consalvo of Boston presented a petition (subject to Joint Rule 12) of Rob Consalvo relative to the income tax deduction for renters; and the same was referred, under Rule 24, to the committee on Rules.

Renters,—
deduction.

Papers from the Senate.

A report of the committee on Municipalities and Regional Government, asking to be discharged from further consideration of the petition (accompanied by bill, Senate, No. 1368) of John C. Velis and Timothy R. Whelan for legislation relative to accidental disability retirement for police officers and firefighters, and recommending that the same be referred to the committee on Public Service,— accepted by the Senate, was considered forthwith, under Rule 42; and it was accepted, in concurrence.

Disability retirement,— police officers and firefighters.

A petition (accompanied by bill, Senate, No. 2601) of Ryan C. Fattman, Paul K. Frost and Peter J. Durant (by vote of the town) for legislation to authorize the town of Charlton to remove police department positions from civil service, was referred, in concurrence, to the committee on Public Service.

Charlton,— civil service.

A petition of Bruce E. Tarr for legislation relative to the Commonwealth Recovery Council, came from the Senate referred, under suspension of Joint Rule 12, to the committee on State Administration and Regulatory Oversight.

Commonwealth Recovery Council.

The House then concurred with the Senate in the suspension of said rule; and the petition (accompanied by bill, Senate, No. 2602) was referred, in concurrence, to the committee on State Administration and Regulatory Oversight.

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 Peter J. Durant and others that the Commonwealth shall not require proof of vaccination against COVID-19 as a condition of entry. To the committee on Covid-19 and Emergency Preparedness and Management.

COVID-19,— vaccination.

Petition (accompanied by bill) of Richard M. Haggerty relative to court officers injured in service of the Commonwealth. To the committee on Public Service.

Court officers,— service injury.

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

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

Providing for the establishment of sustainable water resource funds (House, No. 2152);

Water resource funds.

Relative to veterans housing advantage (House, No. 2185);

Veterans.

Authorizing municipal use of the prudent investor standards (House, No. 2199);

Investments.

Relative to courtesy retail parking spaces designed for non-handicapped veterans (House, No. 2203);

Veterans,— parking.

Relative to assessor certificates (House, No. 2206);

Assessors.

Relative to additional inspectors; inspector [sic] engaging in plumbing or gas fitting work (House, No. 2207);

Plumbing inspectors.

Providing for municipal meeting postponement due to inclement weather (House, No. 4035);

Municipal Meetings.

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

By Mr. Gordon of Bedford, for the committee on Public Service, on Senate, No. 1719 and House, No. 2732, a Bill to preserve the practice of including annual payments in lieu of vacation as regular compensation for current retirees and active retirement system members where such benefit existed as of May 2018 (House, No. 2732). Read and referred, under Rule 33, to the committee on Ways and Means.

Annual payments,— retirees.

By Mr. Gordon of Bedford, for the committee on Public Service, on a petition, a Bill regarding the disability pension of Harry Jean (House, No. 3757) [Local Approval Received].

Boston,— Harry Jean.

By the same member, for the same committee, on a petition, a Bill regarding the disability pension for Ryan Lenane (House, No. 3758) [Local Approval Received].

Boston,— Ryan Lenane.

By the same member, for the same committee, on a petition, a Bill regarding the disability pension for Terry Cotton (House, No. 3759) [Local Approval Received].

Boston,— Terry Cotton.

By the same member, for the same committee, on a petition, a Bill directing the Bristol County Retirement Board to grant creditable service to Frank Cabral Jr. [sic] (House, No. 3772).

Frank Cabral,— creditable service.

By the same member, for the same committee, on a petition, a Bill directing the Bristol County Retirement Board to grant creditable service to Christopher J. Gallagher (House, No. 3943).

Christopher Gallagher.

By the same member, for the same committee, on a joint petition, a Bill authorizing the town of Deerfield to continue the employment of police officer Gary Sibilia (House, No. 3988) [Local Approval Received].

Deerfield,— Gary Sibilia.

By the same member, for the same committee, on House, No. 3921, a Bill relative to police detail work in the town of Hudson (House, No. 4296) [Local Approval Received].

Hudson,— police details.

By the same member, for the same committee, on House, No. 4097, a Bill authorizing the town of West Stockbridge to continue the employment of Steven Traver (House, No. 4297) [Local Approval Received].

West Stockbridge,— Steven Traver.

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

Engrossed Bills.

Engrossed bills

Further regulating the appointment of finance committee members in the town of Grafton (see House, No. 3705); and

Bills enacted.

Restoring an increase in the membership of the board of health in the city of Framingham (see House, No. 4084);

(Which severally originated in the House);

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 Senate Bill providing a tax exemption for certain qualifying real estate in the town of Hamilton (Senate, No. 1362), 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, in concurrence.

Third reading bill.

The House Bill relative to the Nantucket Audit Committee (House, No. 4123), 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.

Id.

Order.

On motion of Mr. Mariano of Quincy,—

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

Next sitting.

At twelve minutes after eleven o'clock A.M., on motion of Mr. Frost of Auburn (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.

The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



MONDAY, DECEMBER 20, 2021.

[124]

JOURNAL OF THE HOUSE.

Monday, December 20, 2021.

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.

Resolutions.

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

Resolutions (filed by Mr. Coppinger of Boston) congratulating Matthew O'Malley on his contributions to the Boston City Council; and

Matthew
O'Malley.

Resolutions (filed by Ms. Peisch of Wellesley) honoring Robert Anderson on his retirement from Wellesley Housing Authority;

Robert
Anderson.

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

Petitions.

Petitions severally were presented and referred as follows:

By Ms. Duffy of Holyoke, a petition (accompanied by bill, House, No. 4299) of Patricia A. Duffy (with the approval of the mayor and city council) relative to the charter of the city of Holyoke. To the committee on Municipalities and Regional Government.

Holyoke,—
charter.

By Representative Tucker of Salem and Senator Lovely, a joint petition (accompanied by bill, House, No. 4300) of Paul F. Tucker and Joan B. Lovely (with the approval of the mayor and city council) relative to property tax exemptions for certain affordable accessory dwelling unit rental properties in the city of Salem restricted as affordable housing. To the committee on Revenue.

Salem,—
affordable
housing.

By the same members, a joint petition (accompanied by bill, House, No. 4301) of Paul F. Tucker and Joan B. Lovely (with the approval of the mayor and city council) relative to the operation and regulation of electric bicycles in the city of Salem. To the committee on Transportation.

Salem,—
electric
bicycles.

Severally sent to the Senate for concurrence.

Mrs. Haddad of Somerset presented a petition (subject to Joint Rule 7A) of Patricia A. Haddad that the Bristol County Retirement Board be authorized to grant

Lucia Casey,—
creditable
service.

creditable service to Lucia M. Casey; and the same was referred, under Rule 24, to the committee on Rules.

Papers from the Senate.

A report of the committee of conference on the disagreeing votes of the two branches, with reference to the House amendments (striking out all after the enacting clause and inserting in place thereof the text contained in House document numbered 4194, inserting before the enacting clause an emergency preamble; and striking out the title and inserting in place thereof a new title) to the Senate Bill upgrading hen welfare and establishing uniform cage-free standards (Senate, No. 2481, amended), recommending passage of a Bill further regulating hen welfare and establishing uniform cage-free standards (Senate, No. 2603), came from the Senate with the endorsement that it had been accepted by said branch; and it was referred, under Rule 7A, to the committee on Steering, Policy and Scheduling, the question being on acceptance.

Hen welfare.

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

Under suspension of Rule 7A, on motion of Ms. Dykema of Holliston, the report was considered forthwith; and it was accepted, in concurrence.

A House petition of Marjorie C. Decker, Frank A. Moran and others for legislation to further regulate the manufacturing of assault weapons and large capacity feeding devices, came from the Senate with the endorsement that said branch had concurred with the House in the suspension of Joint Rule 12, non-concurred in the reference to the committee on Public Safety and Homeland Security; and that said petition had been referred, in non-concurrence, to the committee on the Judiciary.

Assault
weapons,—
manufacture.

On motion of Ms. Decker of Cambridge, the House receded from its reference; and the petition (accompanied by bill, House, No. 4303) was referred, in concurrence, to the committee on the Judiciary.

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

Petition (accompanied by bill, Senate, No. 2605) of Patrick M. O'Connor and James M. Murphy for legislation to designate a certain bridge in the city known as the town of Weymouth as the Sergeant Michael C. Chesna First Responders Bridge. To the committee on Transportation.

Weymouth,—
bridge.

Petition (accompanied by bill, Senate, No. 2604) of Barry R. Finegold for legislation relative to reservists with service-connected disabilities. To the committee on Veterans and Federal Affairs.

Reservists,—
disabilities.

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 Alice Hanlon Peisch relative to licenses for hawkers and peddlers. To the committee on Consumer Protection and Professional Licensure.

Hawkers
and peddlers.

Petition (accompanied by bill) of Rob Consalvo relative to the income tax deduction for renters. To the committee on Revenue.

Renters,—
deduction.

Petition (accompanied by bill) of Alice Hanlon Peisch relative to municipal lighting plants and greenhouse gas emissions. To the committee on Telecommunications, Utilities and Energy.

Municipal
light plants,—
emissions.

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

By Mr. Stanley of Waltham, for the committee on Elder Affairs, on a petition, a Bill relative to early-onset Alzheimer's disease (House, No. 722).

Alzheimer's
disease.

By the same member, for the same committee, on a petition, a Bill relative to providing dental care to senior citizens (House, No. 732).

Dental care,—
seniors.

By the same member, for the same committee, on Senate, No. 415 and House, No. 739, a Bill to improve Alzheimer's[sic] and dementia care in senior care options programs (House, No. 739).

Alzheimer's
disease, etc.,—
insurance.

By Mr. McMurtry of Dedham, for the committee on Veterans and Federal Affairs, on a message from His Excellency the Governor, a Bill to support military families (Senate, No. 2542) [Senators Rush, Brady, Collins and Fattman and Representatives Capano of Lynn and Philips of Sharon, dissenting].

Military
families.

By the same member, for the same committee, on House, No. 4195, a Bill relative to the governance, structure and care of veterans at the Commonwealth's veterans' homes (House, No. 4298).

Veterans'
homes.

Severally referred, under Joint Rule 1E, to the committee on Health Care Financing.

By Mr. Stanley of Waltham, for the committee on Elder Affairs, on a joint petition, a Bill establishing a commission to study the financial abuse of elders (House, No. 744). Read; and referred, under Joint Rule 29, to the committees on Rules of the two branches, acting concurrently.

Elders,—
financial
abuse.

By Mr. Stanley of Waltham, for the committee on Elder Affairs, on a petition, a Bill relative to assisted living facility residences appeal of findings (House, No. 720).

Assisted
living.

By the same member, for the same committee, on a petition, a Bill increasing the penalties for unfair and deceptive actions perpetrated against persons with disabilities and senior citizens (House, No. 723).

Deceptive
actions.

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

By Mr. Arciero of Westford, for the committee on Housing, on a petition, a Bill relative to certain affordable housing in the Jamaica Plain section of the city of Boston (House, No. 4205) [Local Approval Received] [Senator Lovely, dissenting]. Read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Boston,—
affordable
housing.

Emergency Measure.

The engrossed Bill further regulating hen welfare and establishing uniform cage-free standards (see Senate, No. 2603), 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.

Hen welfare.

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.

Subsequently, the Senate having concurred in adoption of the emergency preamble, the bill (which originated in the Senate) was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

Bill
enacted.

Engrossed Bills.

Engrossed bills

Providing a tax exemption for certain qualifying real estate in the town of Hamilton (see Senate, No. 1362) (which originated in the Senate);

Bills
enacted.

Providing for a gender neutral charter in the city of Attleboro (see House, No. 2169);

Classifying the death of city of Lawrence police patrolman Jacob Eyssi (see House, No. 3910); and

Establishing the appointed office of town clerk in the town of Dunstable (see House, No. 4101);

(Which severally originated in the House);

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 Senate amendment of the House Bill authorizing the city of Cambridge to use certain land for general municipal purposes and the installation of subsurface geothermal wells (House, No. 3996), reported by the committee on Bills in the Third Reading to be correctly drawn, was adopted, in concurrence.

Cambridge,—
land.

The House Bill relative to the board of selectmen in the town of Westborough (House, No. 3917), reported by the committee on Bills in the Third Reading to be correctly drawn, was read a third time.

Westborough,—
selectmen.

Pending the question on passing the bill to be engrossed, Ms. Garlick of Needham moved to amend it by substitution of a bill with the same title (House, No. 4302), 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. Mariano of Quincy,—

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

Next
sitting.

At five minutes before twelve o'clock noon, on motion of Mr. Wong of Saugus (Mr. Donato of Medford being in the Chair), the House adjourned, to meet the following Thursday at eleven o'clock A.M., in an Informal Session.

The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



THURSDAY, DECEMBER 23, 2021.

[125]

JOURNAL OF THE HOUSE.

Thursday, December 23, 2021.

Met according to adjournment at eleven o'clock A.M., in an Informal Session, with Mr. Garballey of Arlington 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. Garballey), the members and employees joined with him in reciting the pledge of allegiance to the flag.

Pledge of allegiance.

Communications.

Communications

From the Department of Children and Families (see sections 7(e), 23, 24 and 25 of Chapter 18B of the General Laws and sections 23(f), 23(h), 39½ and 51D of Chapter 119 of the General Laws and item 4800-0015 contained in Section 2 of Chapter 24 of the Acts of 2021) submitting an annual report for fiscal year 2021;

Children and families.

From the Executive Office of Health and Human Services (see Section 2KKKKK of Chapter 29 of the General Laws) submitting the MassHealth Nonpublic Ambulance Service Reimbursement Trust Fund report;

Nonpublic ambulance trust fund.

From the Martha's Vineyard Transit Authority (see Section 8(g) of Chapter 161B of the General Laws) submitting a report of audited financial statements for fiscal year 2021;

Martha's Vineyard Transit Authority.

From the Nantucket Regional Transit Authority (see Section 8(g) of Chapter 161B of the General Laws) submitting a report of audited financial statements for fiscal year 2021;

Nantucket Transit Authority.

From the Pioneer Valley Transit Authority (see Section 8(g) of Chapter 161B of the General Laws) submitting an annual report for fiscal year 2021;

Pioneer Valley Transit Authority.

From the Department of Telecommunications and Cable (see Section 6 of Chapter 25C of the General Laws) submitting the annual report for said department for fiscal year 2021;

Department of Telecommunications and Cable.

From the Department of Public Health (see Chapter 384 of the Acts of 2020) submitting a report on Safe Patient Access to Emergency Departments;

Safe patient access.

From the Department of Public Health (see Chapter 313 of the Acts of 2010) submitting a report entitled: Calendar Year 2019 Summary of Activities Related to Screening for Postpartum Depression; and

Postpartum depression,—screening.

From Massachusetts Development Finance Agency (MassDevelopment) (see Section 27 of Chapter 498 of the Acts of 1993) submitting the Devens annual report for fiscal year 2021.

Devens.

Severally were placed on file.

Reports.

Reports

UNCORRECTED PROOF.

Of the Department of Early Education and Care (under sections 3(g), 4, 5, 10 and 13(d) of Chapter 15D of the General Laws) submitting the annual legislative report of said department [a copy of the report was forwarded to the committee on Education, as required by said law];

Early
Education
and Care.

Of the Massachusetts Development Finance Agency (MassDevelopment) Council (under Section 46(m) of Chapter 23G of the General Laws) submitting the annual report of the Transformative Development Fund entitled: Collaborative Workspace Program [copies of the report were forwarded to the committee on Ways and Means, the committee on Economic Development and Emerging Technologies and the committee on Labor and Workforce Development, as required by said law];

Collaborative
Workspace
Program.

Of the Department of Public Utilities (under Section 12Q of Chapter 25 of General Laws) submitting the Energy Facilities Siting Board Trust Fund report of the department's financial activities from November 25, 2020 through October 12, 2021;

Energy Facilities
Siting Board
Trust Fund.

Of the Department of Public Utilities (under Section 12R of Chapter 25 of General Laws) submitting the Unified Carrier Registration Trust Fund report of the department's financial activities from November 25, 2020 through October 12, 2021;

Unified Carriers
Registration
Trust Fund.

Of the Department of Unemployment Assistance (under Section 25 of Chapter 9 of the Acts of 2021) submitting the Unemployment Insurance Trust Fund Report Study Commission status update;

Unemployment
Insurance Trust
Fund Commission.

Of the Special Commission on Structural Racism in the Massachusetts Parole Process (under Section 111 of Chapter 253 of the Acts of 2020 as revived and continued by Section 20A of Chapter 76 of the Acts of 2021) submitting the commission's final report;

Parole,—
structural
racism.

Of the Department of Public Health (under Section 135 of Chapter 47 of the Acts of 2017 as revived and continued by Section 85 of Chapter 102 of the Acts of 2021) submitting the Childhood Vision and Eye Health Commission report; and

Childhood Vision
and Eye Health
Commission.

Of the Executive Office of the Trial Court (under Section 2(c) of Chapter 257 of the Acts of 2020) submitting the monthly report of the number of actions for summary process entered and filed with each court having jurisdiction over an action for summary process for the month of November, 2021.

Trial Court,—
summary
process.

Severally were placed on file.

Petition.

Representative Muratore of Plymouth and Senator Moran presented a joint petition (subject to Joint Rule 12) of Mathew J. Muratore and Susan L. Moran for legislation to establish a sick leave bank for Charles H. Bletzer, an employee of the Trial Court; and the same was referred, under Rule 24, to the committee on Rules.

Charles
Bletzer,—
sick leave.

Papers from the Senate.

A Bill regulating special police officers in the city known as the town of Agawam (Senate, No. 2589) (on Senate bill No. 1369) [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.

Agawam,—
special
police.

Reports of the committee on Municipalities and Regional Government, asking to be discharged from further consideration

Of the petition (accompanied by bill, Senate, No. 2473) of Cynthia Stone Creem and Tommy Vitolo (by vote of the town) for legislation to authorize the town of

Brookline,—
fossil fuel
infrastructure.

Brookline to adopt and enforce local regulations restricting new fossil fuel infrastructure in certain construction; and

Of the petition (accompanied by bill, Senate, No. 2515) of James B. Eldridge, Tami L. Gouveia and Danillo A. Sena (by vote of the town) for legislation to authorize the town of Acton to adopt and enforce local regulations restricting new fossil fuel infrastructure in certain construction;

Acton,—
fossil fuel
infrastructure.

And recommending that the same severally be referred to the committee on Telecommunications, Utilities and Energy.

Severally accepted by the Senate were considered forthwith, under Rule 42; and they were accepted, in concurrence.

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

Petition (accompanied by bill, Senate, No. 2607) of Cynthia Stone Creem for legislation to stop mass shootings. To the committee on the Judiciary.

Mass
shootings.

Petition (accompanied by bill, Senate, No. 2606) of William N. Brownsberger for legislation relative to towing protections. To the committee on Telecommunications, Utilities and Energy.

Towing
protections.

Reports of Committees.

By Mr. Galvin of Canton, for the committee on Rules, that Joint Rule 7B be suspended on the petition of Michelle L. Ciccolo, Cindy F. Friedman and Michael J. Barrett (by vote of the town) relative to a community housing surcharge in the town of Lexington. Under suspension of the rules, on motion of Mr. Wong of Saugus, the report was considered forthwith. Joint Rule 7B was suspended; and the petition (accompanied by bill) was referred to the committee on Municipalities and Regional Government. Sent to the Senate for concurrence.

Lexington,—
housing
surcharge.

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 Sheila C. Harrington relative to restricting flight training maneuvers close to hospitals and helipads. Under suspension of the rules, on motion of Mr. McGonagle of Everett, the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on Transportation. Sent to the Senate for concurrence.

Hospitals,—
flight
training.

By Ms. Peisch of Wellesley, for the committee on Education, asking to be discharged from further consideration

Of the petition (accompanied by bill, House, No. 3781) of Nika C. Elugardo and Elizabeth A. Malia for an investigation by a special commission (including members of the General Court) relative to health insurance coverage for medically necessary treatment in public schools,— and recommending that the same be referred to the committee on Health Care Financing.

Schools,—
insurance
coverage.

Of the petition (accompanied by bill, House, No. 602) Thomas A. Golden, Jr., for legislation to establish a clean energy education program to provide funding to the Commonwealth's technical and vocational high schools,— and recommending that the same be referred to the committee on Telecommunications, Utilities and Energy.

Clean energy,—
technical and
vocational schools

By Ms. Ehrlich of Marblehead, for the committee on Municipalities and Regional Government, asking to be discharged from further consideration

UNCORRECTED PROOF.

Of the petition (accompanied by bill, House, No. 2145) of Mike Connolly relative to promoting the adoption of renewable energy for heating, cooling and hot water under the zoning law;

Renewable energy.

Of the joint petition (accompanied by bill, House, No. 2167) of Tami L. Gouveia, James B. Eldridge and Nika C. Elugardo relative to providing for local option all-electric buildings and homes ordinances;

Electric buildings and homes ordinances.

Of the joint petition (accompanied by bill, House, No. 3750) of Sean Garballey and Cindy F. Friedman (by vote of the town) that the town of Arlington be authorized to regulate new construction or major renovation projects that do not qualify as fossil fuel-free buildings;

Arlington,— fossil fuel-free buildings.

Of the petition (accompanied by bill, House, No. 3893) of Michelle L. Ciccolo and Cindy F. Friedman (by vote of the town) that the town of Lexington be authorized to adopt and enforce local regulations restricting new fossil fuel infrastructure in certain construction; and

Lexington,— regulation restriction.

Of the petition (accompanied by bill, House, No. 4117) of Tami L. Gouveia (by vote of the town) that the town of Concord be authorized to adopt and enforce local regulations restricting new fossil fuel infrastructure in certain construction in said town;

Concord,— fossil fuels.

And recommending that the same severally be referred to the committee on Telecommunications, Utilities and Energy.

Under Rule 42, the reports severally were considered forthwith; and they were accepted. Severally sent to the Senate for concurrence.

By Mr. Ryan of Boston, for the committee on Election Laws, on a joint petition, a Bill establishing recall elections in the town of Otis (House, No. 826) [Local Approval Received].

Otis,— recall elections.

By the same member, for the same committee, on a joint petition, a Bill relative to the election of town meeting members in the town of Arlington (House, No. 3745) [Local Approval Received].

Arlington,— election.

By the same member, for the same committee, on a petition, a Bill relative to town elections in the town of Wilbraham (House, No. 3935) [Local Approval Received].

Wilbraham,— ballots.

By Ms. Ehrlich of Marblehead, for the committee on Municipalities and Regional Government, on a petition, a Bill relative to further increasing the fines for cruelty to animals, and establishing a fund dedicated to improvements for local animal shelters (House, No. 2132).

Animal cruelty.

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

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

The Senate Bill validating the actions taken at the annual town meeting and a certain special town meeting in the town of Rowley (printed in Senate, No. 2550); and

Rowley,— town meeting.

House bills

Relative to tax title expense (House, No. 2150, changed);

Tax titles.

Requiring the master plans of cities and towns to address climate change and renewable energy (House, No. 2159);

Renewable energy.

Authorizing cities and towns to establish reduced maximum tow rates during certain declared emergencies (House, No. 2165);

Municipalities,— tow rates.

UNCORRECTED PROOF.

Regarding the disability pension of Harry Jean (House, No. 3757) [Local Approval Received];

Boston,—
Harry Jean.

Regarding the disability pension for Ryan Lenane (House, No. 3758) [Local Approval Received];

Boston,—
Ryan Lenane.

Regarding the disability pension for Terry Cotton (House, No. 3759) [Local Approval Received];

Boston,—
Terry Cotton.

Directing the Bristol County Retirement Board to grant creditable service to Frank Cabral Jr (House, No. 3772); and

Frank
Cabral.

Directing the Bristol County Retirement Board to grant creditable service to Christopher J. Gallagher (House, No. 3943);

Christopher
Gallagher.

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.

Engrossed Bills.

Engrossed bills

Renaming the board of selectmen as the select board in the town of Hudson (see House, No. 3920); and

Bills
enacted.

Authorizing the town of Wellesley to grant certain licenses for the sale of alcoholic beverages (see House, No. 4260);

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.

House bills

Authorizing the town of Orleans to adopt a sewer assessment bylaw (House, No. 2196) (its title having been changed by the committee on Bills in the Third Reading); and

Third
reading
bills.

Establishing a select board in the town of Bolton (House, No. 4198);

Severally reported by the committee on Bills in the Third Reading to be correctly drawn, were read a third time; and they were passed to be engrossed. Severally sent to the Senate for concurrence.

Order.

On motion of Mr. Mariano of Quincy,—

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

Next
sitting.

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

The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



MONDAY, DECEMBER 27, 2021.

[126]

JOURNAL OF THE HOUSE.

Monday, December 27, 2021.

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, guests and employees joined with him in reciting the pledge of allegiance to the flag.

Pledge of
allegiance.

Silent Prayer.

At the request of Representative Zlotnik of Gardner, the members and employees stood in a moment of silence to honor the life of Andrew Boucher, who passed away on Monday, December 6, 2021.

Andrew
Boucher.

Born and raised in Gardner, Andrew was a graduate of Gardner High School and went on to receive a degree in Mortuary Sciences at the New England Institute at Mount Ida College. Andrew followed in his father's footsteps, taking over ownership of the family's Boucher Funeral Home in Gardner. It is through this role that Andrew demonstrated his professional passion to assist families during their difficult times of grief.

Andrew received several awards for business professionalism, civic engagement, and community involvement. He served on various boards, commissions, and gave generously back to the community he called home. Andrew Boucher was truly a pillar of the Gardner community that will be greatly missed by all.

Andrew leaves behind his parents, four sisters, as well as many nieces and nephews.

Resolutions.

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

Resolutions (filed by Ms. Garlick of Needham) congratulating John Caponi on receiving the Eagle Award of the Boy Scouts of America;

John
Caponi.

Resolutions (filed by Ms. Garlick of Needham) congratulating Zachary Cullison on receiving the Eagle Award of the Boy Scouts of America;

Zachary
Cullison.

Resolutions (filed by Ms. Garlick of Needham) congratulating Edward Flanagan on receiving the Eagle Award of the Boy Scouts of America;

Edward
Flanagan.

Resolutions (filed by Ms. Garlick of Needham) congratulating Timothy Murphy on receiving the Eagle Award of the Boy Scouts of America; and

Timothy
Murphy.

Resolutions (filed by Mr. McMurtry of Dedham) celebrating the twenty-fifth anniversary of the Castle Group;

Castle
Group.

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

UNCORRECTED PROOF.

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.

Petitions.

Petitions severally were presented and referred as follows:

By Representative Pignatelli of Lenox and Senator Hinds, a joint petition (accompanied by bill, House, No. 4311) of Smitty Pignatelli and Adam G. Hinds (by vote of the town) relative to recall elections in the town of Monterey. To the committee on Election Laws.

Monterey,—
recall
elections.

By Ms. Peake of Provincetown, a petition (accompanied by bill, House, No. 4312) of Sarah K. Peake (with the approval of the county commissioners) that Christopher Arrigo be authorized to purchase creditable service from the Barnstable County Retirement Board. To the committee on Public Service.

Christopher
Arrigo,—
creditable
service.

Severally sent to the Senate for concurrence.

Representative Blais of Sunderland and Senator Hinds presented a joint petition (subject to Joint Rule 12) of Natalie M. Blais and Adam G. Hinds for legislation to establish a sick leave bank for Patrick Laughlin, an employee of the Massachusetts Department of Transportation; and the same was referred, under Rule 24, to the committee on Rules.

Patrick
Laughlin,—
sick leave.

Papers from the Senate.

A Bill authorizing the city of Westfield to convert a seasonal license for the sale of all alcoholic beverages not to be drunk on the premises (Senate, No. 2566) (on Senate, No. 246) [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.

Westfield,—
liquor license.

A report of the committee on Education, asking to be discharged from further consideration of the petition (accompanied by bill, Senate, No. 368) of Joan B. Lovely, Kay Khan, Steven G. Xiarhos, Michael O. Moore and others for legislation to prevent the sexual abuse of children and youth [sic], and recommending that the same be referred to the committee on the Judiciary,— accepted by the Senate, was considered forthwith, under Rule 42; and it was accepted, in concurrence.

Children and
youths,—
sexual abuse.

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 Russell E. Holmes for legislation to establish a sick leave bank for John Coleman, an employee of the Department of Correction. To the committee on Public Service.

John
Coleman,—
sick leave.

Joint petition (accompanied by bill) of Russell E. Holmes and Sonia Chang-Diaz that the commissioner of Capital Asset Management and Maintenance be authorized to convey a certain parcel of land located in the city of Boston to Worcester City

MassBiologics,—
land conveyance.

UNCORRECTED PROOF.

Campus Corporation for the University of Massachusetts Medical School's MassBiologics. To the committee on State Administration and Regulatory Oversight.

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

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

To further regulate the attendance by police officers at police association executive board meetings (House, No. 2163);

Relative to the maintenance of private roads, beaches and amenities in municipalities (House, No. 2208);

Authorizing the town of Deerfield to continue the employment of police officer Gary Sibilgia (House, No. 3988) [Local Approval Received];

Relative to police detail work in the town of Hudson (House, No. 4296) [Local Approval Received]; and

Authorizing the town of West Stockbridge to continue the employment of Steven Traver (House, No. 4297) [Local Approval Received];

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. Cabral of New Bedford, for the committee on State Administration and Regulatory Oversight, on Senate, No. 2084, and House, Nos. 35 and 3143 and on a part of House, No. 25, a Bill relative to the 401(k) CORE Plan (House, No. 35).

By the same member, for the same committee, on a petition, a Bill providing for a gender neutral designation on state documents and identifications (House, No. 3126).

By the same member, for the same committee, on Senate, No. 2053 and House, Nos. 3161 and 3208, a Bill prohibiting license revocation for student loan default (House, No. 3161).

By the same member, for the same committee, on a petition, a Resolve providing for the creation of a commemorative memorial portrait in the Massachusetts State House in honor of State Representative Doris Bunte (House, No. 3204).

By the same member, for the same committee, on a petition, a Bill to increase competition and reduce costs for constructing water treatment plants (House, No. 3220).

By the same member, for the same committee, on a petition, a Bill relative to state contracting (House, No. 3238).

By the same member, for the same committee, on House, No. 3145, a Bill relative to timely public payments for work not included in original construction contracts (House, No. 4308).

By the same member, for the same committee, on House, No. 3253, a Bill relative to the leasing of a certain parcel of land in the city of Gardner (House, No. 4309).

By the same member, for the same committee, on House, No. 4181, a Bill authorizing the commissioner of Capital Asset Management and Maintenance to convey a certain parcel in the Roxbury section of the city of Boston (House, No. 4310).

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

Police association.
Municipalities,— private amenities.
Deerfield,— Gary Sibilgia.
Hudson,— police details.
West Stockbridge,— Steven Traver.

401(k) CORE plan.
Official documents,— gender-neutral.
Student loans,— license revocation.
Doris Bunte portrait.
Water treatment plants.
State contracting.
Construction,— payments.
Gardner,— land.
Boston,— land.

UNCORRECTED PROOF.

By Mr. Cabral of New Bedford, for the committee on State Administration and Regulatory Oversight, on a petition, a Bill designating the last day of February as rare disease day in the Commonwealth (House, No. 3101).

Rare
disease
day.

By the same member, for the same committee, on a petition, a Bill designating the month of October as adopt a shelter dog month (House, No. 3102).

Shelter
dogs.

By the same member, for the same committee, on a petition, a Bill designating July 8 as Massachusetts Emancipation Day a.k.a. Quock Walker Day (House, No. 3117).

Emancipation
day.

By the same member, for the same committee, on a petition, a Bill establishing plastic pollution action day in the commonwealth (House, No. 3122).

Plastic
pollution.

By the same member, for the same committee, on Senate, No. 2066 and House, No. 3200, a Bill relative to educational collaboratives (House, No. 3200).

Educational
collaboratives.

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

Emergency Measure.

The engrossed Bill designating the Department of Unemployment Assistance building in the city of Brockton as the C. Gerald Lucey Building (see House, No. 4024), 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.

Brockton,—
C. Gerald
Lucey Building.

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 3 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 Senate) 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 authorizing the town of Middleborough to lease a certain parcel of land to the town of Plympton (Senate No. 1353), 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 relative to the membership of the Historic District Commission of the town of Sudbury (House, No. 4216), reported by the committee on Bills in the Third Reading to be correctly drawn, was read a third time.

Sudbury,—
Historic District
Commission.

Pending the question on passing the bill to be engrossed, Ms. Garlick of Needham moved to amend it by substitution of a bill with the same title (House, No. 4313), which was read.

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

Order.

UNCORRECTED PROOF.

On motion of Mr. Mariano of Quincy,—

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

Next
sitting.

At twenty-seven minutes after eleven o'clock A.M., on motion of Mrs. Kane of Shrewsbury (Mr. Donato of Medford being in the Chair), the House adjourned, to meet the following Thursday at eleven o'clock A.M., in an Informal Session.

The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



THURSDAY, DECEMBER 30, 2021.

[127]

JOURNAL OF THE HOUSE.

Thursday, December 30, 2021.

Met according to adjournment at eleven o'clock A.M., in an Informal Session, with Mr. Garballey of Arlington 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. Garballey), the members, guests and employees joined with him in reciting the pledge of allegiance to the flag.

Pledge of
allegiance.

Communications.

Communications

From the Executive Office of Public Safety and Security (see Section 104(f) of Chapter 253 of the General Laws) submitting an interim report of the Law Enforcement Body Camera Taskforce;

Law
enforcement,—
body cameras.

From the Department of Children and Families (see item 4800-0058 contained in Section 2 of Chapter 227 of the Acts of 2020) submitting a Legislative Report on the Foster Care Recruitment Campaign; and

Foster care,—
recruitment
campaign.

From the Executive Office of Health and Human Services (see Section 46 of Chapter 41 of the Acts of 2019) submitting the MassHealth Drug Pricing Report.

Drug
pricing.

Severally were placed on file.

Reports.

A report of the Department of Revenue (under Section 10 of Chapter 16 of the Acts of 2021) regarding the emergency sick leave program as of December 22, 2021; and

Emergency
sick leave
program.

Quarterly reports

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 calendar year 2021; and

Plymouth County
Correctional
Facility.

Of the Sheriff's Department of Plymouth County (under Section 84 of Chapter 69 of the Acts of 2018) submitting the corrected aggregate data on the population of the Plymouth County Correctional Facility for the third quarter of calendar year 2021.

Id.

Severally were placed on file.

Petitions.

Petitions severally were presented and referred as follows:

By Mrs. Haddad of Somerset, a petition (subject to Joint Rule 12) of Patricia A. Haddad for legislation to further regulate the election and term of the Swansea Water District commissioner.

Swansea
Water District,—
commissioner.

UNCORRECTED PROOF.

By the same member, a petition (subject to Joint Rule 12) of Patricia A. Haddad that elected members of the Swansea board of water commissioners shall not be eligible for medical, dental, or life insurance coverage.

Swansea,—
water
commissioners.

By Ms. Peisch of Wellesley, a petition (subject to Joint Rule 12) of Alice Hanlon Peisch relative to school staffing levels.

School
staffing.

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

Reports of Committees.

By Mr. Honan of Boston, for the committee on Steering, Policy and Scheduling, asking to be discharged from further consideration of the Bill relative to educational collaboratives (House, No. 3200),— and recommending that the same be recommitted to the committee on State Administration and Regulatory Oversight. Under Rule 42, the report was considered forthwith; and it was accepted.

Educational
collaboratives.

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

Senate bills

Regulating special police officers in the city known as the town of Agawam (Senate, No. 2589) [Local Approval Received]; and

Agawam,—
special police.

Amending the charter of Wheaton College (Senate, No. 2592); and

Wheaton College.

House bills

Establishing recall elections in the town of Otis (House, No. 826) [Local Approval Received];

Otis,—
recall elections.

Relative to further increasing the fines for cruelty to animals, and establishing a fund dedicated to improvements for local animal shelters (House, No. 2132);

Animal
shelters.

Relative to the election of town meeting members in the town of Arlington (House, No. 3745) [Local Approval Received]; and

Arlington,—
town meetings.

Relative to town elections in the town of Wilbraham (House, No. 3935) [Local Approval Received];

Wilbraham,—
town elections.

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

By Mr. Cabral of New Bedford, for the committee on State Administration and Regulatory Oversight, on a petition, a Resolve establishing a study of public safety & security facilities (House, No. 3140).

Public safety,—
facilities.

By the same member, for the same committee, on a petition, a Bill improving the internal controls within state agencies (House, No. 3155).

Agencies,—
internal controls.

By the same member, for the same committee, on a petition, a Bill improving government accountability (House, No. 3156).

Government
accountability.

By the same member, for the same committee, on a petition, a Bill to ensure gender parity and racial and ethnic diversity on public boards and commissions (House, No. 3157).

Public
boards,—
membership.

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

By Mr. Cabral of New Bedford, for the committee on State Administration and Regulatory Oversight, on a petition, a Bill designating inflammatory breast cancer awareness day (House, No. 3147).

Breast
cancer.

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By the same member, for the same committee, on a petition, a Bill establishing building trades recovery week (House, No. 3177).

Building trades recovery week.

By the same member, for the same committee, on a petition, a Bill relative to Rosa Parks Day (House, No. 3189).

Rosa Parks day.

By the same member, for the same committee, on a petition, a Bill designating Domestic Workers' Rights Day (House, No. 3206).

Home workers.

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

Orders of the Day.

House bills

Authorizing the investment of town of Lunenburg library trust funds (House, No. 3727); and

Third reading bills.

Regarding licenses for the sale of alcoholic beverages to be drunk on the premises in the town of Tisbury (House, No. 4240);

Severally reported by the committee on Bills in the Third Reading to be correctly drawn, were read a third time; and they were passed to be engrossed. Severally sent to the Senate for concurrence.

Order.

On motion of Mr. Mariano of Quincy,—

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

Next sitting.

At seven minutes after eleven o'clock A.M., on motion of Mrs. Kane of Shrewsbury (Mr. Garballey of Arlington being in the Chair), the House adjourned, to meet the following Monday at eleven o'clock A.M., in an Informal Session.