

The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



MONDAY, JANUARY 4, 2021.

[126]*

JOURNAL OF THE HOUSE.

Monday, January 4, 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 Scaccia of Boston.

A statement of Mr. Scaccia 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 I was unable to participate in formal session on Monday, December 28, 2020 due to the passing of my wife, Sandra.

Statement of
Mr. Scaccia
of Boston.

Had I been present for roll call numbered 374 regarding the Governor's veto to the engrossed Bill providing for access to reproductive health services (see House, No. 5179), I would have voted in the negative on said roll call. My missing of roll calls on that day is entirely due to the reason stated.

Order.

The following order (filed this day by Speaker Mariano of Quincy) was referred, under Rule 85, to the committee on Rules:

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 existing in the office of Representative in the General Court from the Nineteenth Suffolk District shall designate Tuesday, March 30, 2021, as the time ordered by the House of Representatives for said election.

Nineteenth
Suffolk
Representative
District,—
time for election
to fill vacancy.

Mr. Galvin of Canton, for the committee on Rules, then reported that the order ought to be adopted. Under suspension of the rules, on motion of Speaker Mariano, the order was considered forthwith; and it was adopted.

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 Mitchell J. Danis on achieving the rank of Eagle Scout with the Boy Scouts of America; and

Mitchell
Danis.

Resolutions (filed by Ms. Hogan of Stow) congratulating Nicholas Scott Matte on achieving the rank of Eagle Scout with the Boy Scouts of America;

Nicholas
Matte.

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

Petition.

Representatives Nguyen of Andover and Moran of Lawrence presented a petition (accompanied by bill, House, No. 5235) of Tram T. Nguyen and Frank A. Moran (by vote of the town) that the town of Andover be authorized to transfer a certain parcel of land in said town to the conservation commission for conservation and passive recreation purposes; and the same was referred to the committee on Municipalities and Regional Government. Sent to the Senate for concurrence.

Andover,—
land.

Papers from the Senate.

The House Bill authorizing the Dartmouth Housing Authority to enter into a lease for affordable housing in the town of Dartmouth (House, No. 4814) (its title having been changed by the Senate committee on Bills in the Third Reading), came from the Senate with the endorsement that it had been passed to be engrossed, in concurrence, by said branch with an amendment in section 1, in lines 3, 12 and 14, striking out the following: “LLC” and inserting in place thereof, in each instance, the following: “Inc.”. Referred, under Rule 35, to the committee on Bill in the Third Reading.

Dartmouth,—
housing.

The House Bill authorizing the town of Kingston to establish a special fund to process activity produced by non-town net metering (House, No. 5082), came from the Senate with the endorsement that it had been passed to be engrossed, in concurrence, by said branch with an amendment in section 1, in line 6, inserting after the word “received” the following: “; provided, however, that this section shall not apply to funds received by the town as property tax payments or payments in lieu of taxes made pursuant to subsection (b) of section 38H of chapter 59 of the General Laws”. Referred, under Rule 35, to the committee on Bill in the Third Reading.

Kingston,—
fund.

Bills

Establishing a sick leave bank for Kara Turco, an employee of the Middlesex Sheriff’s Office (Senate, No. 2966) (on Senate bill No. 2962); and

Kara Turco,—
sick leave.

Establishing a sick leave bank for Kathryn Price, an employee of the Department of Mental Health (Senate, No. 2987) (on Senate bill No. 2982);

Kathryn Price,—
sick leave.

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 Bill establishing speed limits on portions of state highway Route 28 and Chickatawbut road in the town of Milton (Senate, No. 2488, amended by striking out section 3 (as printed); and by inserting before the enacting clause the following emergency preamble:

Milton,—
speed limits.

“Whereas, the deferred operation of this act would defeat its purpose, which is to establish forthwith a speed limit of 25 miles per hour for the intersection of state highway route 28 and Chickatawbut road, therefore it is hereby declared an emergency law, necessary for the immediate preservation of the public safety.” (on

a petition), passed to be engrossed by the Senate, was read; and it was referred, under Rule 33, to the committee on Ways and Means.

A message from His Excellency the Governor recommending legislation relative to the municipal caucus in the town of Concord (Senate, No. 2998), was referred, in concurrence, to the committee on Municipalities and Regional Government.

Concord,—
caucus.

Reports of Committees.

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

Senate bills

Designating a certain boat launch area in the town of Rutland as the Detective John D. Songy Boat Launch (Senate, No. 2932);

Rutland,—
boat launch.

Authorizing the town of Andover to issue pension obligation bonds or notes (Senate, No. 2968, amended) [Local Approval Received]; and

Andover,—
bonds.

Providing for recall elections for the regional government of Barnstable county (Senate, No. 2990); and

Barnstable
County.

House bills

Authorizing the town of Clinton to continue the employment of police chief Mark R. Laverdure (House, No. 5017) [Local Approval Received];

Clinton,—
Mark Laverdure.

Relative to an employment contract for the town of Hudson director of public works (House, No. 5174) [Local Approval Received];

Hudson,—
public works.

Relative to gender neutral redraft of the home rule charter of the town of Ashland replacing all gendered references to board of selectmen with select board (House, No. 5192) [Local Approval Received];

Ashland,—
charter.

Authorizing the city of Framingham to continue the employment of police officer James Green (House, No. 5195) [Local Approval Received]; and

Framingham,—
James Green.

Relative to the Swansea Redevelopment Authority (House, No. 5208) [Local Approval Received];

Swansea,—
redevelopment.

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.

Reports of the committee on Steering, Policy and Scheduling, under the last sentence of Rule 7A, that the following bills be scheduled for consideration by the House:

Senate bills

Relative to agricultural commission input on board of health regulations (Senate, No. 2446); and

Health
regulations.

Amending the charter of the town of Rockland (Senate, No. 2904) [Local Approval Received]; and

Rockland,—
charter.

The House Bill relative to the Swansea water district elections (House, No. 5076);

Swansea
water district.

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. Hay of Fitchburg, for the committee on Labor and Workforce Development, on a message from His Excellency the Governor, a Bill financing a

Unemployment
Insurance Trust
Fund.

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program for improvements to the Unemployment Insurance Trust Fund and relief to employers in the Commonwealth (printed in House, No. 5206). Read; and referred, under Rule 17G, to the committee on Bonding, Capital Expenditures and State Assets.

By Miss Gregoire of Marlborough, for the committee on State Administration and Regulatory Oversight, on a petition, a Bill finalizing the transfer of land in the town of Middleton (House, No. 5199). Read; and referred, under Rule 33, to the committee on Ways and Means.

Middleton,—
land.

Emergency Measures.

The engrossed Bill providing for the abandonment of a certain sewer line easement in the West Roxbury section of the city of Boston (see House, No. 4649), 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.

Boston,—
easement.

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

Bill
enacted.

The engrossed Bill authorizing Richard Drury to purchase creditable service from the Franklin Regional Retirement Board (see House, No. 4779), 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.

Richard
Drury,—
retirement.

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

Bill
enacted.

Engrossed Bills.

Engrossed bills

Establishing the George Washington memorial highway (see House, No. 2974, amended);

Bills
enacted.

Providing for alternate members of the conservation commission of the town of Clinton (see House, No. 4167);

Expanding the exemption for residential property in the town of Truro (see House, No. 4209); and

Authorizing the city of Cambridge to allow for a personal property tax exemption of \$20,000 or less (see House, No. 4773);

(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.

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Motions to Discharge Certain Matters in the Orders of the Day.

The Senate amendments of the House Bill establishing a charter for the town of Plainville (House, No. 4036), reported by the committee on Bills in the Third Reading to be correctly drawn, were discharged from their position in the Orders of the Day, and considered forthwith, under suspension of Rule 47, on motion of Mr. Dooley of Norfolk; and they were adopted, in concurrence.

Plainville,—
charter.

The Senate Bill exempting the position of police chief in the town of Charlton from the civil service law (Senate, No. 2402), 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. Speliotis of Danvers; and it was passed to be engrossed, in concurrence.

Charlton,—
police chief.

The Senate Bill prohibiting town officials in the town of North Andover from holding certain other town positions (Senate, No. 2626), 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 Ms. Minicucci of North Andover; and it was passed to be engrossed, in concurrence.

North
Andover,—
officials.

The Senate Bill relative to the reorganization of the water, highway and park and cemetery departments in the town of Topsfield (Senate, No. 2826), 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. Hill of Ipswich; and it was passed to be engrossed, in concurrence.

Topsfield,—
departments.

The House Bill amending the charter of the town of Oxford to remove a certain residency requirement (House, No. 4901, changed), 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. Frost of Auburn; and it was passed to be engrossed. Sent to the Senate for concurrence.

Oxford,—
charter.

The House Bill providing for alternate members of the conservation commission of the town of Freetown (House, No. 5029), 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 Ms. Fiola of Fall River; and it was passed to be engrossed. Sent to the Senate for concurrence.

Freetown,—
conservation
commission.

The following House bills, having been reported by the committee on Bills in the Third Reading to correctly drawn, having been discharged from their position in the Orders of the Day, were read a third time forthwith, under suspension of Rule 47, in each instance, on motion of Mr. Speliotis of Danvers:

Relative to the Environmental Affairs Fund of the town of Plymouth (House, No. 5034) (its title having been changed by said committee); and

Plymouth,—
fund.

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Authorizing the town of Holliston to establish an economic development funding program and fund (House, No. 5092);

Holliston,—
fund.

Severally were passed to be engrossed. Severally sent to the Senate for concurrence.

The House Bill relative to certain civil service positions in the Agawam public schools (House, No. 5069), 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. Boldyga of Southwick; and it was passed to be engrossed. Sent to the Senate for concurrence.

Agawam,—
schools.

The House Bill relative to the historic districts commission in the town of Lexington (House, No. 5156), 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 Ms. Ciccolo of Lexington; and it was passed to be engrossed. Sent to the Senate for concurrence.

Lexington,—
historic
districts.

The House Bill establishing a distinctive registration plate for Medal of Liberty recipients (House, No. 4359), 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.

Medal of
Liberty,—
license plate.

Pending the question on passing the bill to be engrossed, Mr. Speliotis of Danvers moved to amend it in line 7 by striking out the words “Liberty Medal” and inserting in place thereof the word “medal”.

The amendment was adopted; and the bill (House, No. 4359, amended) was passed to be engrossed. Sent to the Senate for concurrence.

The House Bill amending the charter for the town of Chatham (House, No. 4992), 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. Speliotis of Danvers.

Chatham,—
charter.

Pending the question on passing the bill to be engrossed, the same member moved to amend it by substitution of a bill with the same title (House, No. 5234), 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 Saugus to designate a check-off box on its [sic] municipal tax bills or motor vehicle excise tax bills for the Saugus Emergency Relief Fund (House, No. 5049), 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. Wong of Saugus.

Saugus,—
fund.

Pending the question on passing the bill to be engrossed, Mr. Speliotis of Danvers moved to amend it by substitution of a Bill authorizing the town of Saugus to designate a check-off box on its tax bills for the Saugus Emergency Relief Fund (House, No. 5233), which was read.

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

Recess.

At twenty-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 twelve o'clock noon; and at eleven minutes after twelve 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 154 members were recorded as being in attendance.

Quorum,—
yea and nay
No. 421.

[See Yea and Nay No. 421 in Supplement.]

Therefore a quorum was present.

Engrossed Bill – Land Taking.

The engrossed Bill further authorizing the city of Gloucester to use certain lands for municipal school purposes (see Senate, No. 2974) (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.

Gloucester,—
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 154 members voted in the affirmative and 0 in the negative.

Bill enacted
(land taking),—
yea and nay
No. 422.

[See Yea and Nay No. 422 in Supplement.]

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

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. 5190), returning with his disapproval of parts of certain items contained in the engrossed Bill making appropriations for the fiscal year 2021 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. 5164), reported, in part, that certain items and 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. Petrolati of Ludlow, 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. Moran of Boston, the reports were considered forthwith.

UNCORRECTED PROOF.

Item 3000-7066 (contained in section 2) (Department of Early Education and Care provider higher education opportunities), which had been reduced by the Governor, then was considered.

The Governor had reduced said item from \$10,000,000 to \$5,000,000.

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 154 members voted in the affirmative and 0 in the negative.

[See Yea and Nay No. 423 in Supplement.]

Therefore item 3000-7066 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 7100-4000 (contained in section 2) (community colleges), which had been vetoed by the Governor, then was considered.

On the question on passing said item, notwithstanding the objections 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 153 members voted in the affirmative and 0 in the negative.

[See Yea and Nay No. 424 in Supplement.]

Therefore item 7100-4000 passed, notwithstanding the objections 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 7066-1400 (contained in section 2) (state university incentive grants), which had been vetoed by the Governor, then was considered.

On the question on passing said item, notwithstanding the objections 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 154 members voted in the affirmative and 0 in the negative.

[See Yea and Nay No. 425 in Supplement.]

Therefore item 7066-1400 passed, notwithstanding the objections 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 7518-0120 (contained in section 2) (PACE Initiative), which had been vetoed by the Governor, then was considered.

On the question on passing said item, notwithstanding the objections 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 126 members voted in the affirmative and 27 in the negative.

[See Yea and Nay No. 426 in Supplement.]

Therefore item 7518-0120 passed, notwithstanding the objections 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 7518-0100 (contained in section 2) (Bunker Hill Community College), which had been reduced by the Governor, then was considered.

The Governor had reduced said item from \$29,624,168 to \$29,224,168.

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 144 members voted in the affirmative and 9 in the negative.

[See Yea and Nay No. 427 in Supplement.]

Department of
Early Education
and Care provider
higher education
opportunities
item 3000-7066
stands,—
yea and nay
No. 423.

Community
colleges
item 7100-4000
stands,—
yea and nay
No. 424.

State university
incentive grants
item 7066-1400
stands,—
yea and nay
No. 425.

PACE
Initiative
item 7518-0120
stands,—
yea and nay
No. 426.

Bunker Hill
Community
College
item 7518-0100
stands,—
yea and nay
No. 427.

UNCORRECTED PROOF.

Therefore item 7518-0100 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 7515-0100 (contained in section 2) (Roxbury Community College), which had been reduced by the Governor, then was considered.

The Governor had reduced said item from \$11,894,587 to \$11,744,587.

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 146 members voted in the affirmative and 7 in the negative.

[See Yea and Nay No. 428 in Supplement.]

Therefore item 7515-0100 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 7512-0100 (contained in section 2) (Quinsigamond Community College), which had been reduced by the Governor, then was considered.

The Governor had reduced said item from \$23,835,425 to \$23,485,425.

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 149 members voted in the affirmative and 4 in the negative.

[See Yea and Nay No. 429 in Supplement.]

Therefore item 7512-0100 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.

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 grant an easement to the city of Lynn (Senate, No. 2816), ought to pass with an amendment striking out all after the enacting clause and inserting in place thereof the text contained in House document numbered 5226. Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

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

Under suspension of Rule 7A, on motion of Mr. Moran 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. 2816, amended) was ordered to a third reading.

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

Pending the question on passing the bill, as amended, to be engrossed, in concurrence, Mr. Michlewitz of Boston moved to amend it in section 1, in lines 1 to 9, inclusive, by striking out the sentence contained in those lines and inserting in place thereof the following sentence: "Notwithstanding sections 32 to 37, inclusive, of chapter 7C of the General Laws or any general or special law to the contrary, the commissioner of capital asset management and maintenance, in consultation with the president of North Shore community college, may convey an easement over a certain parcel of land described in a deed recorded with the Essex county registry of deeds at book 13743, page 139, to the city of Lynn for roadway and other purposes as are necessary to carry out the widening and installation of angled parking spaces on

Roxbury
Community
College
item 7515-0100
stands,—
yea and nay
No. 428.

Quinsigamond
Community
College
item 7512-0100
stands,—
yea and nay
No. 429.

Lynn,—
land.

UNCORRECTED PROOF.

Washington street along with other improvements by the city of Lynn as shown on a plan entitled ‘Reconstruction of Lower Washington Street Lynn, MA’ and on file with the division of capital asset management and maintenance.’. The amendment was adopted; and the bill (Senate, No. 2816, amended) was passed to be engrossed, in concurrence. Sent to the Senate for concurrence in the amendment.

By Mr. Michlewitz of Boston, for the committee on Ways and Means, that the Bill relative to an easement in Lynn (Senate, No. 2875), ought to pass with an amendment striking out all after the enacting clause and inserting in place thereof the text contained in House document numbered 5228. Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Lynn,—
land.

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

Under suspension of Rule 7A, on motion of Mr. Moran 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. 2875, amended) was ordered to a third reading.

Subsequently under suspension of the rules, on motion of Mr. Speliotis of Danvers, the bill (having been reported by the committee on Bills in the Third Reading to be correctly drawn) was read a third time; and it was passed to be engrossed, in concurrence, its title having been changed by said committee to read: “An Act authorizing the commissioner of Capital Asset Management and Maintenance to convey an easement upon a parcel of land in the city of Lynn to Edge Cable Holdings USA, LLC”.

The bill (Senate, No. 2875, amended) then was sent to the Senate for concurrence in the amendment.

By Mr. Michlewitz of Boston, for the committee on Ways and Means, that the Bill providing for the permanent protection and stewardship of the historic Lampson Brook Farm in Belchertown (Senate, No. 2972), ought to pass with an amendment striking out all after the enacting clause and inserting in place thereof the text contained in House document numbered 5229. Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Belchertown,—
Lampson Brook
Farm.

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

Under suspension of Rule 7A, on motion of Mr. Moran 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. 2972, amended) was ordered to a third reading.

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

By Mr. Michlewitz of Boston, for the committee on Ways and Means, that the Bill relative to the board of directors of the Massachusetts Credit Union Share Insurance Corporation (House, No. 1077), ought to pass with an amendment substituting therefor a bill with the same title (House, No. 5230). Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Credit union
share
insurance.

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

UNCORRECTED PROOF.

Under suspension of Rule 7A, on motion of Mr. Moran 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 substituted bill was ordered to a third reading.

Subsequently under suspension of the rules, on motion of Mr. Speliotis of Danvers, 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 authorizing the University of Massachusetts to convey a certain parcel of land with buildings thereon in the town of Nantucket to the town of Nantucket Affordable Housing Trust Fund (House, No. 4972), ought to pass with an amendment substituting therefor a bill with the same title (House, No. 5232). Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

University of
Massachusetts,—
land.

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

Under suspension of Rule 7A, on motion of Mr. Moran 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 substituted bill was ordered to a third reading.

Subsequently under suspension of the rules, on motion of Mr. Speliotis of Danvers, 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 modernizing the credit union laws (Senate, No. 2828), ought to pass with an amendment striking out all after the enacting clause and inserting in place thereof the text contained in House document numbered 5227. Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Credit
unions.

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

Under suspension of Rule 7A, on motion of Mr. Moran 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. 2828, amended) was ordered to a third reading.

By Mr. Michlewitz of Boston, for the committee on Ways and Means, that the Bill authorizing the commissioner of Capital Asset Management and Maintenance to convey a certain parcel of land in the city of Northampton (House, No. 4877), ought to pass with an amendment substituting therefor a bill with the same title (House, No. 5231). Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Northampton,—
land.

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

Under suspension of Rule 7A, on motion of Mr. Moran 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 substituted bill was ordered to a third reading.

UNCORRECTED PROOF.

By Mr. Michlewitz of Boston, for the committee on Ways and Means, that the Bill to modernize public accountancy (Senate, No. 2941), ought to pass. Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Public
accounting.

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

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

Recess.

At two o'clock P.M., on motion of Mr. Wagner of Chicopee (Mr. Donato of Medford being in the Chair), the House recessed until half past two o'clock; and at sixteen minutes before three o'clock the House was called to order with Mr. Donato in the Chair.

Recess.

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 4933; and by striking out the title and inserting in place thereof the following title: "An Act creating a 2050 roadmap to a clean and thriving Commonwealth") of the Senate Bill setting next-generation climate policy (Senate, No. 2500), recommending passage of a Bill creating a next-generation roadmap for Massachusetts climate policy (Senate, No. 2995), came from the Senate with the endorsement that it had been accepted by said branch. Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Climate
policy.

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

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

The House Bill authorizing the town of Egremont to utilize a portion of French Park to construct a broadband headend (House, No. 4963) (its title having been 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 thereof the text contained in Senate document numbered 2992.

Egremont,—
broadband
headend.

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.

A Bill providing for the filling of a vacancy in the office of the mayor in the city of Lawrence (Senate, No. 2993) (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.

Lawrence,—
mayor.

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

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

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

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. 5190), returning with his disapproval of parts of certain items contained in the engrossed Bill making appropriations for the fiscal year 2021 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. 5164), 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.

Mr. Petrolati of Ludlow, 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. Moran of Boston, the reports were considered forthwith.

Item 7509-0101 (contained in section 2) (Brewer Center for Civic Learning and Community Engagement), which had been vetoed by the Governor, then was considered.

On the question on passing said item, notwithstanding the objections 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 21 in the negative.

[See Yea and Nay No. 430 in Supplement.]

Therefore item 7509-0101 passed, notwithstanding the objections 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 7508-0100 (contained in section 2) (Massasoit Community College), which had been reduced by the Governor, then was considered.

The Governor had reduced said item from \$24,064,288 to \$23,764,288.

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 146 members voted in the affirmative and 6 in the negative.

[See Yea and Nay No. 431 in Supplement.]

Therefore item 7508-0100 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 7503-0100 (contained in section 2) (Bristol Community College), which had been reduced by the Governor, then was considered.

The Governor had reduced said item from \$23,850,661 to \$23,400,891.

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 146 members voted in the affirmative and 7 in the negative.

[See Yea and Nay No. 432 in Supplement.]

General
Appropriation
Bill.

Brewer Center
for Civic Learning
and Community
Engagement
item 7509-0101
stands,—
yea and nay
No. 430.

Massasoit
Community
College
item 7508-0100
stands,—
yea and nay
No. 431.

Bristol
Community
College
item 7503-0100
stands,—
yea and nay
No. 432.

UNCORRECTED PROOF.

Therefore item 7503-0100 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 7116-0100 (contained in section 2) (Worcester State University), which had been reduced by the Governor, then was considered.

The Governor had reduced said item from \$30,471,800 to \$30,071,800.

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 148 members voted in the affirmative and 4 in the negative.

[See Yea and Nay No. 433 in Supplement.]

[Representative Frost of Auburn answered “Present” in response to his name].

Therefore item 7116-0100 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 7115-0100 (contained in section 2) (Westfield State University), which had been reduced by the Governor, then was considered.

The Governor had reduced said item from \$30,992,952 to \$30,592,952.

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 144 members voted in the affirmative and 6 in the negative.

[See Yea and Nay No. 434 in Supplement.]

[Representatives Frost of Auburn and Gordon of Bedford answered “Present” in response to their names].

Therefore item 7115-0100 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 7109-0100 (contained in section 2) (Bridgewater State University), which had been reduced by the Governor, then was considered.

The Governor had reduced said item from \$51,141,209 to \$50,176,535.

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 150 members voted in the affirmative and 4 in the negative.

[See Yea and Nay No. 435 in Supplement.]

Therefore item 7109-0100 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 1599-4417 (contained in section 2) (E.J. Collins, Jr. Center for Public Management), which had been vetoed by the Governor, then was considered.

On the question on passing said item, notwithstanding the objections 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 127 members voted in the affirmative and 27 in the negative.

[See Yea and Nay No. 436 in Supplement.]

Therefore item 1599-4417 passed, notwithstanding the objections 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 7100-0200 (contained in section 2) (University of Massachusetts), which had been disapproved by the Governor, then was considered.

Worcester
State University
item 7116-0100
stands,—
yea and nay
No. 433.

Westfield
State University
item 7115-0100
stands,—
yea and nay
No. 434.

Bridgewater
State University
item 7109-0100
stands,—
yea and nay
No. 435.

E.J. Collins, Jr.
Center for Public
Management
item 1599-4417
stands,—
yea and nay
No. 436.

UNCORRECTED PROOF.

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 23 in the negative.

[See Yea and Nay No. 437 in Supplement.]

[Representatives Gordon of Bedford and Markey of Dartmouth answered “Present” in response to their names].

Therefore item 7100-0200 (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 8324-0000 (contained in section 2) (Department of Fire Services), which had been reduced by the Governor, then was considered.

The Governor had reduced said item from \$31,897,644 to \$31,672,062.

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 154 members voted in the affirmative and 0 in the negative.

[See Yea and Nay No. 438 in Supplement.]

Therefore item 8324-0000 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 8910-0110 (contained in section 2) (Hampshire County Corrections), which had been reduced by the Governor, then was considered.

The Governor had reduced said item from \$15,105,790 to \$15,051,842.

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 126 members voted in the affirmative and 27 in the negative.

[See Yea and Nay No. 439 in Supplement.]

[Representative Tyler of Boston answered “Present” in response to her name].

Therefore item 8910-0110 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 8910-8200 (contained in section 2) (Barnstable Sheriff’s Department), which had been reduced by the Governor, then was considered.

The Governor had reduced said item from \$30,010,686 to \$29,847,859.

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 136 members voted in the affirmative and 17 in the negative.

[See Yea and Nay No. 440 in Supplement.]

Therefore item 8910-8200 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 8910-8500 (contained in section 2) (Nantucket Sheriff’s Department), which had been reduced by the Governor, then was considered.

The Governor had reduced said item from \$792,009 to \$780,731.

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

University of
Massachusetts
item 7100-0200
stands,—
yea and nay
No. 437.

Department of
Fire Services
item 8324-0000
stands,—
yea and nay
No. 438.

Hampshire
County
Corrections
item 8910-0110
stands,—
yea and nay
No. 439.

Barnstable
Sheriff’s
Department
item 8910-8200
stands,—
yea and nay
No. 440.

Nantucket
Sheriff’s
Department

I, Section I, Article II of the Constitution; and on the roll call 128 members voted in the affirmative and 24 in the negative.

[See Yea and Nay No. 441 in Supplement.]

[Representative Tyler of Boston answered “Present” in response to her name].

Therefore item 8910-8500 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 8910-8500
stands,—
yea and nay
No. 441.

Report of the committee on Consumer Protection and Professional Licensure, ought NOT to pass (under Joint Rule 10), on the petition (accompanied by bill, House, No. 5120) of Jeffrey N. Roy (with the approval of the town council) that the city known as the town of Franklin be authorized to grant an additional license for sale of wines and malt beverages not to be drunk on the premises in said town, was considered forthwith, under suspension of the rules, on motion of Mr. Roy of Franklin.

Franklin,—
liquor
license.

The same member then moved that the report be amended by substitution of a Bill authorizing the city known as the town of Franklin to grant an additional wine and malt beverages not to be drunk on the premises alcoholic beverages license (House, No. 5120), which was read.

The amendment was adopted. Under suspension of the rules, on further motion of Mr. Roy, the bill was read a second time; and it was ordered to a third reading.

Subsequently, under further suspension of the rules, on motion of Mr. Speliotis of Danvers, the bill (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.

Engrossed Bills.

The engrossed Bill creating a next-generation roadmap for Massachusetts climate policy (see Senate, No. 2995) (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.

Climate
policy.

After debate 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 145 members voted in the affirmative and 9 in the negative.

[See Yea and Nay No. 442 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. 442.

Engrossed bills

Exempting the position of police chief in the town of Charlton from the civil service law (see Senate, No. 2402);

Bills
enacted.

Prohibiting town officials in the town of North Andover from holding certain other town positions (see Senate, No. 2626);

Relative to the reorganization of the water, highway and park and cemetery departments in the town of Topsfield (see Senate, No. 2826);

(Which severally originated in the Senate);

Establishing a charter for the town of Plainville (see House, No. 4036, amended);
and

Authorizing the town of Arlington to establish a means tested senior citizen property tax exemption (see House, No. 4477, 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, there being no objection; and they were signed by the acting Speaker and sent to the Senate.

Motions to Discharge Certain Matters in the Orders of the Day.

The engrossed Bill establishing the Opioid Recovery and Remediation Trust Fund (see House, No. 5129), being a printed copy of section 3 contained in the engrossed Bill making appropriations for the fiscal year 2020 to provide for supplementing certain existing appropriations and for certain other activities and projects (see House, No. 5102, amended), which had been returned by His Excellency the Governor with recommendation of amendments (for message, see Attachment A of House, No. 5130), was discharged from its position in the Orders of the Day and considered forthwith, under suspension of Rule 47, on motion of Mr. Speliotis of Danvers.

Opioids,—
trust fund.

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:

“Chapter 10 of the General Laws is hereby amended by inserting after section 35NNN, inserted by the section 1 of chapter 132 of the acts of 2019, the following section:

Section 35000. (a) There shall be an Opioid Recovery and Remediation Fund. Expenditures from the fund shall be made by the executive office of health and human services, subject to appropriation and consistent with the terms of settlements made in connection with claims arising from the manufacture, marketing, distribution or dispensing of opioids, as applicable. The secretary of health and human services, in consultation with the opioid recovery and remediation trust fund advisory council established in subsection (b), shall administer the fund.

The fund shall be expended to mitigate the impacts of the opioid epidemic in the commonwealth, including, but not limited to, expanding access to opioid use disorder prevention, intervention, treatment and recovery options. Amounts credited to the fund shall be spent subject to appropriation. Monies remaining in the fund at the end of a fiscal year shall not revert to the General Fund, but shall instead be available for expenditure during the next fiscal year. Any fiscal year-end balance in the fund shall be excluded from the calculation of consolidated net surplus pursuant to section 5C of chapter 29.

There shall be credited to the fund: (i) amounts recovered by the commonwealth and credited thereto in connection with claims arising from the manufacture, marketing, distribution or dispensing of opioids; (ii) transfers from other funds authorized by the general court and so designated; (iii) funds from public or private sources, including, but not limited to, gifts, grants, donations, rebates and settlements received by the commonwealth designated to the fund; and (iv) any interest earned on such amounts.

(b) There shall be an opioid recovery and remediation trust fund advisory council regarding the expenditures from the fund. The council shall consist of the following members or their designees: the secretary of health and human services, who shall

serve as a non-voting chair; 1 person to be appointed by the senate president; 1 person to be appointed by the speaker of the house of representatives; 1 person to be appointed by the minority leader of the senate; 1 person to be appointed by the minority leader of the house of representatives; 3 persons to be appointed by the governor, including not less than 1 person qualified by experience with opioid use disorder, either first-hand or as a family member of an individual with opioid use disorder; 3 persons to be appointed by the attorney general, including not less than 1 person qualified by experience with opioid use disorder, either first-hand or as a family member of an individual with opioid use disorder; and 10 people to be appointed by the Massachusetts Municipal Association, Inc., who are officials employed by a city or town and who represent the diversity of the commonwealth's cities and towns; provided, however, that not less than 2 officials appointed under this clause shall be employed by a city or town that is a gateway municipality, as defined in section 3A of chapter 23A; and provided, further, that no 2 officials appointed under this clause shall be employed by a city or town that is in the same county.

In making appointments, the appointing authorities shall ensure that the council includes: (i) members representing racially and socioeconomically diverse communities; (ii) members with public health expertise concerning opioid use disorder; (iii) members with personal experience with opioid use disorder; and (iv) members who will contribute to reducing disparities in health outcomes for underserved communities experiencing opioid use disorder. The appointing authorities shall also consider having racially diverse representation on the council.

The council shall hold no fewer than 4 meetings annually and the council shall make its recommendations upon a majority vote. The council shall be subject to sections 18 to 25, inclusive, of chapter 30A. Council members shall serve without compensation for terms of 2 years. Members shall be reimbursed for actual expenses necessarily incurred in the performance of their duties. Any member shall be eligible for reappointment. In the event of a vacancy, the original appointing authority shall appoint a new member to fulfill the remainder of the unexpired term. Any member who is appointed may be removed by the appointing authority. The secretary of health and human services shall provide administrative support to the council.

(c) Annually, not later than October 1, the secretary of health and human services shall file a report on the activity, revenue and expenditures to and from the fund in the prior fiscal year with the clerks of the senate and the house of representatives, the house and senate committees on ways and means and the joint committee on mental health, substance use and recovery and made available on the executive office of health and human services' public website. The report shall include, but not be limited to: (i) the revenue credited to the fund; (ii) the amount of expenditures attributable to the administrative costs of the executive office; (iii) an itemized list of the funds expended from the fund; and (iv) data and an assessment of how well resources have been directed to vulnerable and under-served communities.”.

Pending the question on adoption of the amendment recommended by the Governor, Mr. Michlewitz of Boston moved to it 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 35NNN, inserted by the section 1 of chapter 132 of the acts of 2019, the following section:

Section 35000. (a) There shall be an Opioid Recovery and Remediation Fund. Expenditures from the fund shall be made by the executive office of health and human services, without further appropriation and consistent with the terms of settlements made in connection with claims arising from the manufacture, marketing, distribution

or dispensing of opioids, as applicable. The secretary of health and human services, in consultation with the Opioid Recovery and Remediation Fund advisory council established in subsection (b), shall administer the fund.

The fund shall be expended to mitigate the impacts of the opioid epidemic in the commonwealth, including, but not limited to, expanding access to opioid use disorder prevention, intervention, treatment and recovery options. Amounts credited to the fund shall not be subject to further appropriation and monies remaining in the fund at the end of a fiscal year shall not revert to the General Fund, but shall instead be available for expenditure during the next fiscal year. Any fiscal year-end balance in the fund shall be excluded from the calculation of the consolidated net surplus pursuant to section 5C of chapter 29.

There shall be credited to the fund: (i) amounts recovered by the commonwealth and credited thereto in connection with claims arising from the manufacture, marketing, distribution or dispensing of opioids; (ii) transfers from other funds authorized by the general court and so designated; (iii) funds from public or private sources, including, but not limited to, gifts, grants, donations, rebates and settlements received by the commonwealth designated to the fund; and (iv) any interest earned on such amounts.

(b) There shall be an Opioid Recovery and Remediation Fund advisory council regarding the expenditures from the fund. The council shall consist of the following members or their designees: the secretary of health and human services, who shall serve as a non-voting chair; 1 person to be appointed by the senate president; 1 person to be appointed by the speaker of the house of representatives; 1 person to be appointed by the minority leader of the senate; 1 person to be appointed by the minority leader of the house of representatives; 3 persons to be appointed by the governor, including not less than 1 person qualified by experience with opioid use disorder, either first-hand or as a family member of an individual with opioid use disorder; 3 persons to be appointed by the attorney general, including not less than 1 person qualified by experience with opioid use disorder, either first-hand or as a family member of an individual with opioid use disorder; and 10 people to be appointed by the Massachusetts Municipal Association, Inc., who are officials employed by a city or town and who represent the diversity of the commonwealth's cities and towns; provided, however, that not less than 2 officials appointed under this clause shall be employed by a city or town that is a gateway municipality, as defined in section 3A of chapter 23A; and provided, further, that no 2 officials appointed under this clause shall be employed by a city or town that is in the same county.

In making appointments, the appointing authorities shall ensure that the council includes: (i) members representing racially and socioeconomically diverse communities; (ii) members with public health expertise concerning opioid use disorder; (iii) members with personal experience with opioid use disorder; and (iv) members who will contribute to reducing disparities in health outcomes for underserved communities experiencing opioid use disorder. The appointing authorities shall also consider having racially diverse representation on the council.

The council shall hold no fewer than 4 meetings annually and the council shall make its recommendations upon a majority vote. The council shall be subject to sections 18 to 25, inclusive, of chapter 30A. Council members shall serve without compensation for terms of 2 years. Members shall be reimbursed for actual expenses necessarily incurred in the performance of their duties. Any member shall be eligible for reappointment. In the event of a vacancy, the original appointing authority shall appoint a new member to fulfill the remainder of the unexpired term. Any member

who is appointed may be removed by the appointing authority. The secretary of health and human services shall provide administrative support to the council.

(c) Annually, not later than October 1, the secretary of health and human services shall file a report on the activity, revenue and expenditures to and from the fund in the prior fiscal year with the clerks of the senate and the house of representatives, the house and senate committees on ways and means and the joint committee on mental health, substance use and recovery and made available on the executive office of health and human services' public website. The report shall include, but not be limited to: (i) the revenue credited to the fund; (ii) the amount of expenditures attributable to the administrative costs of the executive office; (iii) an itemized list of the funds expended from the fund; and (iv) data and an assessment of how well resources have been directed to vulnerable and under-served communities.”.

The further amendment then was adopted, thus precluding a vote on the pending amendment. Sent to the Senate for its action.

The Senate Bill authorizing the town of Scituate to use certain conservation land for general municipal purposes (Senate, No. 2915), 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. Speliotis of Danvers.

Scituate,—
land.

Pending the question on passing the bill to be engrossed, in concurrence, the same member moved to amend it by striking out all after the enacting clause and inserting in place thereof the text contained in House document numbered 5236.

The amendment was adopted; and the bill (Senate, No. 2915, amended) was passed to be engrossed. Sent to the Senate for concurrence in the amendment.

The House Bill exempting Richard Bruno and Michael Soltys from the maximum age requirement for firefighters in the town of North Andover (House, No. 4904) (its title having been changed by the committee on Bills in the Third Reading), reported by said committee 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. Speliotis of Danvers.

North
Andover,—
firefighters.

Pending the question on passing the bill to be engrossed, the same member moved to amend it by striking out section 1 and inserting in place thereof the following section:

“SECTION 1. Notwithstanding chapter 31 of the General Laws or any other general or special law to the contrary, Richard Bruno and Michael Soltys shall be eligible to have their names certified for original appointment to the position of firefighter in the town of North Andover, notwithstanding having reached the age of 32 before taking any civil service examination in connection with that appointment. Richard Bruno and Michael Soltys shall be eligible for appointment to the position of firefighter in the town of North Andover provided that they meet all other requirements for certification and appointment to this position.”.

The amendment was adopted; and the bill (House, No. 4904, amended) was passed to be engrossed. Sent to the Senate for concurrence.

The House Bill to amend the city of Everett charter by giving the mayor a voice and a vote on the Everett School Committee (House, No. 5193), reported by the committee on Bills in the Third Reading to be correctly drawn, was discharged from

Everett,—
charter.

UNCORRECTED PROOF.

its position in the Orders of the Day, and read a third time forthwith, under suspension of Rule 47, on motion of Mr. Speliotis of Danvers.

Pending the question on passing the bill to be engrossed, the same member moved to amend it by substitution of a Bill amending the charter of the city of Everett (House, No. 5237), 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 establishing a sick leave bank for Chip Chaunamom [sic] an employee of the Department of Public Health (House, No. 5217) (its title having been changed by the committee on Bills in the Third Reading), reported by said committee 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. Speliotis of Danvers.

Chip
Chaunamom,—
sick leave.

Pending the question on passing the bill to be engrossed, the same member 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 public health, 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. 5217, amended) was passed to be engrossed. Sent to the Senate for concurrence.

Recess.

At twenty-four minutes before seven o'clock P.M., on motion of Speaker Mariano of Quincy (Mr. Donato of Medford being in the Chair), the House recessed until the following day at twelve o'clock noon; and at three minutes after twelve o'clock noon the House was called to order with Mr. Donato in the Chair.

Recess.