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**The Commonwealth of Massachusetts**

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**JOURNAL OF THE HOUSE.**



**THURSDAY, SEPTEMBER 1, 2022.**

[89]

# JOURNAL OF THE HOUSE.

Thursday, September 1, 2022 .

Met according to adjournment at eleven o'clock A.M., in an Informal Session, with Mr. Garballey of Arlington (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.

## *Message from the Governor.*

A message from His Excellency the Governor submitting requests for making appropriations for fiscal year 2022 to provide for supplementing certain existing appropriations and for certain other activities and projects (House, No. 5260), was filed in the office of the Clerk on Wednesday, August 31.

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.

## *Resolutions.*

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

Resolutions (filed by Ms. Doherty of Taunton) recognizing September 3, 2022 as Peter H. Corr Day in the city of Taunton;

Peter  
Corr.

Resolutions (filed by Mr. McKenna of Webster) commemorating the one hundredth birthday of Rita St. Hilaire of Worcester; and

Rita  
St. Hilaire.

Resolutions (filed by Ms. Sullivan of Abington) wishing Rita Grace Schlieff a joyous one hundredth birthday;

Rita  
Schlieff.

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 Public Health's Bureau of Health Care Safety and Quality (see Section 3B of Chapter 7 of the General Laws) relative to proposed amendments to the fees associated with Mobile Integrated Health (MIH) and Mobile Integrated Health with Emergency Department Avoidance (MIH EDA);

Mobile  
health,—  
fees.

From the Rural Policy Advisory Commission (see Section 66 of Chapter 23A of the General Laws) submitting the annual report for fiscal year 2022 [a copy of said

Rural Policy  
Advisory  
Commission.

communication was forwarded to the committee on Economic Development and Emerging Technologies, as required by said law];

From the Massachusetts Clean Energy Center (see Section 5 of Chapter 23J of the General Laws) submitting the 2021 industry report (accompanied by financial statements for fiscal year ended June 30, 2021) [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]; and

Clean Energy Center,— industry report.

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 containing its 2021 annual report;

Insurance Fraud Bureau,— annual report.

Severally were placed on file.

### *Reports.*

#### Reports

Of the Department of Unemployment Assistance (under Section 14F of Chapter 151A of the General Laws) submitting the August 2022 Unemployment Insurance Trust Fund Report;

Unemployment Insurance Trust Fund.

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 July, 2022; and

Trial Court,— summary process actions.

The annual report 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 in the calendar year 2021;

Medicaid,— health care benefit plans.

Severally were placed on file.

### *Order.*

The following order (filed by Mr. Gordon of Bedford) was referred, under Joint Rule 30, to the committees on Rules of the two branches, acting concurrently:

*Ordered*, That, notwithstanding the provisions of Joint Rule 10, the committee on Public Service be granted until Saturday, December 31, 2022, within which time to make its final report on current House document numbered 5171.

Public Service committee,— extension of time for reporting.

Mr. Galvin of Canton, for the committees on Rules, reported that the order (House, No. 5257) ought to be adopted. Under suspension of the rules, on motion of Mr. Wong of Saugus, the order was considered forthwith; and it was adopted. Sent to the Senate for concurrence.

### *Papers from the Senate.*

The House Bill to reduce traffic fatalities (House, No. 5103, amended), came from the Senate with the endorsement that said branch had concurred with the House in its further amendment with still further amendments by inserting before section 1 at the following two sections:

Traffic fatalities,— reduce.

“SECTION A1. Section 11B of chapter 85 of the General Laws, as appearing in the 2020 Official Edition, is hereby amended by striking out, in lines 71 and 72, the

words ‘either a lamp emitting a red light, or’ and inserting in place thereof the following words:— a lamp emitting a red light and;

SECTION A2. Said Section 11B of Chapter 85 of the General Laws, as appearing in the 2020 Official Edition, is hereby further amended by inserting, in line 76, after the word ‘clause.’ The following sentence:— The provisions of this paragraph related to front and rear lighting shall be enforced by law enforcement agencies only when an operator of a bicycle has been stopped for some other offense, A violation of this paragraph related to rear lighting shall not be used as conclusive evidence of contributory negligence in any civil action.”;

In section 6, in line 45, by inserting after the word “mirrors.” the following sentence: “The registrar may provide alternative means of compliance with the convex mirror, cross-over mirror and lateral protective device requirements.”;

In section 7, in line 57 and also in line 58, by striking out the word “before” and inserting in place thereof, in each instance, the word “after”;

By striking out section 10; and

By inserting after section 13 following section:

“SECTION 13A. The Executive Office of Public Safety and Security shall within one year report the results of a study of the implementation of this bill focusing on racial, gender and geographic disparities if any.”.

The Senate still further amendments were referred, under Rule 35, to the committee on Bills in the Third Reading.

A Bill authorizing the town of Bernardston to continue the employment of fire department member Lloyd Grover (Senate, No. 3111) (on Senate, No. 3098) [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.

Bernardston,—  
Lloyd Grover.

#### *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:

Authorizing the town of Provincetown to continue the employment of Michael Trovato (House, No. 5082) [Local Approval Received];

Michael  
Trovato.

Relative to the room occupancy excise of the town of Provincetown (House, No. 5083) [Local Approval Received];

Provincetown,—  
room excise.

Authorizing the town of Southampton to grant an additional license for the sale of alcoholic beverages (House, No. 5223) [Local Approval Received];

Southampton,—  
liquor licenses

Under suspension of Rule 7A, in each instance, on motion of Mr. Wong of Saugus, the bills 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 House, Nos. 2423, 2433, 2435, 2436, 2438, 2444, 2463, 2466, 2473, 2487, 2488, 2493, 2499, 2500, 2501, 2512, 2520, 2521, 2522, 2523, 2526, 2533, 2536, 2542, 3728 and 3846, an Order relative to authorizing the committee on Public Safety and Homeland Security to make an investigation and study of certain House documents relative to firearms and other related matters (House, No. 5190).

Public Safety  
and Homeland  
Security,—  
study.

By the same member, for the same committee, on House, Nos. 2442, 2443, 2455, 2472, 2479 and 2534, an Order relative to authorizing the committee on Public Safety and Homeland Security to make an investigation and study of certain House

Id.

documents relative to law enforcement and training and other related matters (House, No. 5193).

By the same member, for the same committee, on House, Nos. 2458, 2478, 3798 and 3885, an Order relative to authorizing the committee on Public Safety and Homeland Security to make an investigation and study of certain House documents relative to public safety services and other related matters (House, No. 5220).

Id.

By the same member, for the same committee, on House, Nos. 2441, 2454, 2498, 2510 and 2537, an Order relative to authorizing the committee on Public Safety and Homeland Security to make an investigation and study of certain House documents relative to building standards and fire safety and other related matters (House, No. 5221).

Id.

By Mr. Cusack of Braintree, for the committee on Revenue, on House, Nos. 2875, 2877, 2879, 2880, 2911, 2912, 2935, 2949, 2950, 2953, 2954, 2955, 2957, 2958, 2961, 2962, 2963 and 2966, an Order relative to authorizing the committee on Revenue to make an investigation and study of certain House documents relative to tax credits and abatements and other related matters (House, No. 5200) [Representative Soter of Bellingham dissenting].

Revenue,—  
tax credits  
and abatements  
study.

By Mr. Cabral of New Bedford, for the committee on State Administration and Regulatory Oversight, on House, Nos. 32, 1493, 3103, 3105, 3108, 3109, 3119, 3128, 3130, 3131, 3135, 3137, 3146, 3148, 3149, 3159, 3162, 3164, 3169, 3170, 3179, 3185, 3192, 3193, 3201, 3202, 3205, 3209, 3210, 3216, 3219, 3239, 3245, 3246, 3247, 3248, 3249, 3250, 3804, 4043, 4189 and 4227, an Order relative to authorizing the committee on State Administration and Regulatory Oversight to make an investigation and study of certain House documents relative to state administration and regulatory oversight matters (House, No. 4969) [Senator Rausch dissenting].

State  
Administration  
and Regulatory  
Oversight,—  
study.

By the same member, for the same committee, on House, Nos. 7, 3228 and 3229, an Order relative to authorizing the committee on State Administration and Regulatory Oversight to make an investigation and study of certain House documents relative to procurement and other matters (House, No. 5255).

Id.

By the same member, for the same committee, on House, Nos. 3183, 3196 and 4180, an Order relative to authorizing the committee on State Administration and Regulatory Oversight to make an investigation and study of certain House documents relative to state administration and regulatory oversight matters (House, No. 5256) [Senator Tarr dissenting].

Id.

By Mr. Straus of Mattapoisett, for the committee on Transportation, on House, Nos. 3390, 3391, 3393, 3397, 3399, 3404, 3416, 3418, 3421, 3426, 3434, 3437, 3438, 3441, 3444, 3446, 3448, 3452, 3463, 3464, 3468, 3471, 3483, 3485, 3486, 3488, 3489, 3509, 3510, 3513, 3518, 3524, 3525, 3529, 3533, 3536, 3538, 3544, 3557, 3561, 3569, 3580, 3581, 3583, 3584, 3585, 3586, 3589, 3592, 3610, 3614, 3619, 3620, 3624, 3628, 3634 and 4075, an Order relative to authorizing the committee on Transportation to make an investigation and study of certain House documents relative to transportation and other related matters (House, No. 4966).

Transportation,—  
study.

By the same member, for the same committee, on House, Nos. 3401, 3443, 3445, 3497, 3501, 3543, 3546, 3562, 3574, 3587 and 3629, an Order relative to authorizing the committee on Transportation to make an investigation and study of certain House documents relative to road conditions and other related matters (House, No. 5005) [Representatives DeCoste of Norwell, Howitt of Seekonk and Orrall of Lakeville dissenting].

Id.

By the same member, for the same committee, on House, Nos. 3263, 3405, 3424, 3475, 3478, 3492, 3508, 3522, 3530, 3541, 3625 and 4184, an Order relative to authorizing the committee on Transportation to make an investigation and study of

Id.

certain House documents relative to miscellaneous transportation matters (House, No. 5212).

By the same member, for the same committee, on House, Nos. 101, 3427 and 3892, an Order relative to authorizing the committee on Transportation to make an investigation and study of certain House documents relative to transportation contracts and other related matters (House, No. 5218).

Id.

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

Subsequently, Mr. Galvin of Canton, for said committees, reported, in each instance, asking to be discharged from further consideration of the orders; and recommending that the same severally be referred to the House committee on Rules.

Under Rule 42, the reports severally were considered forthwith; and they were accepted.

### *Engrossed Bills.*

#### Engrossed bills

Further regulating a certain property exemption in the town of Hamilton (see Senate, No. 2581) (which originated in the Senate);

Bills enacted.

Authorizing the town of Plymouth to establish an age limit for original appointment to the position of police officer (see House, No. 4258);

Providing for the city of Worcester school committee election (see House, No. 4326); and

Removing the residency requirement for members of the traffic commission in the city of Lynn (see House, No. 4625);

(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 amendment of section 2-8(b) and section 3-2(a) of the Home Rule Charter of the city of Methuen (House, No. 4779);

Third reading bills.

Relative to certain affordable housing and branch library space in the Chinatown section of the city of Boston (House, No. 5097); and

Establishing a sick leave bank for Molly Urquhart, an employee of the Department of Children and Families (House, No. 5230) (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.

### *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.

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At twenty 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 Tuesday at eleven o'clock A.M., in an Informal Session.