
The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



WEDNESDAY, NOVEMBER 10, 2021.

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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.
Milton and Canton.

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);

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.