
The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



THURSDAY, NOVEMBER 10, 2022.

[110]

JOURNAL OF THE HOUSE.

Thursday, November 10, 2022.

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

At the request of the Chair (Mr. Garballey), the members, guests and employees joined with him in reciting the pledge of allegiance to the flag.

Pledge of
allegiance.

Silent Tribute.

During the session, the Chair (Mr. Garballey of Arlington) declared a brief recess and turned the gavel over to Representative Balser of Newton, and at the request of Representatives Balser and Peisch of Wellesley the members, guests and employees stood in a moment of silent tribute in respect to the memory of Phil Saunders, who died on May 17 of this year.

Phil
Saunders.

Phil loved the outdoors and was an environmental activist. He cared deeply about the future of the planet and focused in particular on protecting and preserving open space. For more than two decades he led a coalition of environmental organizations that called for passage of the Public Lands Preservation Act. Phil had begun his advocacy on that bill after conservation land near his home in Weston where he went for walks was disposed of for a water tank. The lead sponsors of the bill, Representative Balser and Senator Eldridge, viewed him as their advisor and partner. Phil knew that PLPA had moved further this session than ever before but passed away before the conference committee completed the work of reconciling the differences between the two bills.

Today, on the day that the legislature is enacting the Public Lands Preservation Act, the House remembers with fondness and respect Phil Saunders. Our sympathies go to his wife Lucy, his children Elizabeth, Catherine, and Philip, his brother William, his grandchildren Christopher and Christina, and to the entire community of environmental activists in Massachusetts.

Resolutions.

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

Resolutions (filed by Ms. Peisch of Wellesley) congratulating Carlie Marie Briere on achieving the rank of Eagle Scout with the Boy Scouts of America; and

Carlie
Briere.

Resolutions (filed by Mr. Sena of Acton) congratulating Elizabeth Ainsley Campbell on her retirement as the Executive Director of the Nashua River Watershed Association, Inc.;

Elizabeth
Campbell.

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 Veterans' Services (see Section 12 of Chapter 115A of the General Laws) submitting its 2022 report on the state of the Commonwealth's two Soldiers' Homes [copies of said report were forwarded to the joint committees on Veterans and Federal Affairs, Public Health and Housing, as required by said law];

Soldiers' homes,—
state of homes.

From the Office of the Child Advocate (see Section 89 of Chapter 119 of the General Laws) submitting a report of the Juvenile Justice Policy and Data Board entitled: Racial and Ethnic Disparities at the Front Door of Massachusetts' Juvenile Justice System: Understanding the Factors Leading to Overrepresentation of Black and Latino Youth Entering the System; and

Juvenile Justice Policy and Data Board,—
report.

From the Secretary of Health and Human Services and the Secretary for Administration and Finance (see Section 83 of Chapter 144 of the Acts of 2022) submitting a plan for the efficient transfer of the Department of Veterans' Services, including the Soldiers' Home in Massachusetts and the Soldiers' Home in Holyoke, from the Executive Office of Health and Human Services to a department operating under the Secretary of Veterans' Services;

Soldiers' homes,—
transfer of services.

Severally were placed on file.

Annual Reports.

Annual reports

Of the Office of the State Auditor (under Section 17 (8) of Chapter 11 of the General Laws) submitting the annual report of the Bureau of Special Investigations from July 1, 2021 to June 30, 2022; and

Bureau of Special Investigations.

Of the Executive Office of Public Safety and Security (under Section 11 of Chapter 69 of the Acts of 2018) submitting its fiscal year 2022 Sexual Assault Evidence Collection Kit (SAECK) annual summary report;

Sexual assault kits.

Severally were placed on file.

Petitions.

Mr. Murray of Milford presented a petition (accompanied by bill, House, No. 5382) of Brian W. Murray (by vote of the town) for legislation to validate the actions taken at the annual town meeting in the town of Milford; and the same was referred to the committee on Election Laws. Sent to the Senate for concurrence.

Milford,—
town meeting.

Ms. Khan of Newton presented a petition (subject to Joint Rule 12) of Kay Khan that the State Retirement Board be authorized to grant certain creditable service to Robin Blatt, an employee of the Department of Public Health; and the same was referred, under Rule 24, to the committee on Rules.

Robin Blatt,—
creditable service.

Papers from the Senate.

The House Bill providing creditable service for fire department personnel in the city of Revere (House, No. 4572) (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 amendments in section 1, in lines 4 and 5, striking out the words “or permanent-intermittent service of certain public safety personnel in the city of Revere without payment for such creditable service” and inserting in place thereof the following: “, permanent-intermittent or call service of certain fire safety personnel in the city of Revere, who became members of the Revere retirement system on or before February, 11, 2020, without payment for such creditable service”; and in lines 5 to 8, inclusive, striking out the sentence contained in those lines. The amendments were referred, under Rule 35, to the committee on Bills in the Third Reading.

Revere,—
fire
department.

A petition of Nick Collins for legislation relative to pension parity, came the Senate referred, under suspension of Joint Rule 12, to the committee on Public Service.

Pensions,—
parity.

The House then concurred with the Senate in the suspension of said rule; and the petition (accompanied by bill, Senate, No. 3137) was referred, in concurrence, to the committee on Public Service.

Reports of Committees.

Ms. Balsler of Newton, for the committee of conference on the disagreeing votes of the two branches, with reference to the Senate amendment (striking out all after the enacting clause and inserting in place thereof the text contained in Senate document numbered 2831) of the House Bill preserving open space in the Commonwealth (House, No. 851), reported a bill with the same title (House, No. 5381). Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Public lands,—
open space
preservation.

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

Under suspension of Rule 7A, on motion of Mr. Balsler of Newton, the report was considered forthwith; and it was accepted. Sent to the Senate for concurrence.

By Mr. Honan of Boston, for the committee on Steering, Policy and Scheduling, that the House Bill establishing a sick leave bank for Brittany S. Ketcham, an employee of the Executive Office of Public Safety and Security (House, No. 5376), be scheduled for consideration by the House.

Brittany
Ketcham,—
sick leave.

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

Emergency Measure.

The engrossed Bill authorizing the commissioner of Capital Asset Management and Maintenance to convey certain former Boston State Hospital land in the city of Boston (see House, No. 4899) [its title having been corrected per authorization of the Counsel to the Senate], 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,—
land.

A separate vote was taken, as required by the provisions of Article XLVIII (as amended by Article LXVII) of the Amendments to the Constitution; and the preamble was adopted, by a vote of 5 to 0. Sent to the Senate for concurrence.

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

Bill enacted.

Engrossed Bill.

The engrossed Bill redesignating certain bridges in the city of Lawrence (see House, No. 4319, amended) (which originated in the House), having been certified by the Clerk to be rightly and truly prepared for final passage, was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

Bill enacted.

Orders of the Day.

House bills

Authorizing the town of Southampton to grant an additional license for the sale of alcoholic beverages (House, No. 5223); and

Authorizing the city of Revere to pay a certain sum of money to the estate of George J. Rotondo, Jr. (House, No. 5329);

Severally reported by the committee on Bills in the Third Reading to be correctly drawn, were read a third time; and they were passed to be engrossed. Severally sent to the Senate for concurrence.

Third reading bills.

The Senate amendment of the House Bill relative to the preparation of certain bilingual ballots in the city of Malden (House, No. 4793), reported by the committee on Bills in the Third Reading to be correctly drawn, was considered.

Malden,—ballots.

Pending the question on concurring with the Senate in its amendment, Ms. Garlick of Needham moved to amend it in section 2, in line 11, by inserting after the word “state” the first time that it appears, the words “primary and”; in section 4, in line 21, by inserting after the word “state”, the words: “primary and”; in section 5, in line 34, by inserting after the words “ballots for” the words “federal or”; and by adding the following section:

“SECTION 6. This act shall take effect on January 1, 2023.”.

The further amendments were adopted.

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

The House Bill authorizing the city of Watertown to adopt an affordable housing linkage fee (House, No. 5009), reported by the committee on Bills in the Third Reading to be correctly drawn, was read a third time.

Watertown,—linkage fee.

Pending the question on passing the bill to be engrossed, Ms. Garlick of Needham moved to amend it by substitution of a bill with the same title (House, No. 5383), which was read.

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

Recess.

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

Recess.

Engrossed Bill.

The engrossed Bill preserving open space in the Commonwealth (see House, No. 5381) (which originated in the House), having been certified by the Clerk to be rightly and truly prepared for final passage, was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

Bill enacted.

Order.

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

Next sitting.

At seventeen minutes after twelve o'clock noon, on motion of Mr. Smola of Warren (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.