

Wednesday, November 17, 2021 (at 11:02 o'clock A.M.).

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

Pledge of
allegiance.

Resolutions.

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

Resolutions (filed by Mr. Biele of Boston) congratulating the Thomas J. Fitzgerald Veterans of Foreign Wars Post 561 on its centennial anniversary;

Fitzgerald
VFW Post 561.

Resolutions (filed by Mr. Golden of Lowell) recognizing the formation of the Massachusetts Legislative Caucus on Cancer Awareness; and

Cancer
caucus.

Resolutions (filed by Mr. Ryan of Boston) congratulating James W. Hunt, Jr., PhD on his retirement as president and chief executive officer of the Massachusetts League of Community Health Centers;

James
Hunt.

Mr. Galvin of Canton, for the committee on Rules, reported, in each instance, that the resolutions ought to be adopted. Under suspension of the rules, in each instance, on motion of Mr. O'Day of Boylston, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

Petition.

Mrs. Harrington of Groton presented a petition (accompanied by bill, House, No. 4261) of Sheila C. Harrington (by vote of the town) relative to the charter and the town clerk in the town of Groton; and the same was referred to the committee on Municipalities and Regional Government. Sent to the Senate for concurrence.

Groton,—
charter
and clerk.

Reports of Committees.

By Mr. Galvin of Canton, for the committee on Rules and the committees on Rules of the two branches, acting concurrently, that Joint Rule 12 be suspended on the following petitions:

Petition (accompanied by bill) of Kimberly N. Ferguson, Meghan Kilcoyne and others for legislation to prevent furniture tip-over. To the committee on Public Safety and Homeland Security.

Furniture,—
tip- over.

Petition (accompanied by bill) of James M. Kelcourse that the State Retirement Board be authorized to credit John Farrell, an employee of the Haverhill Fire Department, with certain time served in the United States Armed Forces. To the committee on Public Service.

John
Farrell,—
retirement.

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

Orders of the Day.

The Senate amendment of the House Bill establishing a sick leave bank for Samantha Davignon, an employee of the Department of Children and Families

Samantha
Davignon,—

(House, No. 4094), reported by the committee on Bills in the Third Reading to be correctly drawn, was adopted, in concurrence.

sick leave.

Recess.

At seven minutes after eleven o'clock A.M., on motion of Mr. Wong of Saugus (Mr. Garballey of Arlington being in the Chair), the House recessed until one o'clock P.M.; and at ten minutes before two o'clock the House was called to order with Ms. Hogan of Stow in the Chair.

Recess.

Quorum.

Mr. Jones of North Reading thereupon asked for a count of the House to ascertain if a quorum was present. The Chair (Ms. Hogan of Stow), having determined that a quorum was not in attendance, then directed the Sergeant-at-Arms to secure the presence of a quorum.

Quorum.

Subsequently a roll call was taken for the purpose of ascertaining the presence of a quorum; and on the roll call 159 members were recorded as being in attendance.

Quorum,—
yea and nay
No. 117.

[See [Yea and Nay No. 117](#) in Supplement.]

Therefore a quorum was present.

Engrossed Bills.

Engrossed bills

Authorizing the Hampshire County Regional Housing Authority to convey a certain parcel of land in the town of South Hadley to the South Hadley Housing Authority (see House, No. 2144); and

Bills
enacted.

Amending the charter of the town of Hopkinton to change the name of the board of selectmen to select board (see House, No. 4066);

(Which severally originated in the House);

Severally having been certified by the Clerk to be rightly and truly prepared for final passage, were passed to be enacted, there being no objection; and they were signed by the acting Speaker and sent to the Senate.

Orders of the Day.

The House Bill establishing Congressional districts (printed in House, No. 4256), reported by the committee on Bills in the Third Reading to be correctly drawn, was read a third time, under suspension of the rules, on motion of Mr. Moran of Boston.

Redistricting,—
Congressional
districts.

After debate on the question on passing the bill to be engrossed, Representatives Frost of Auburn and McKenna of Webster moved to amend it in section 1, in lines 7 to 46, inclusive, by striking out the text contained in those lines and inserting in place thereof the following:

“First Congressional District — Consisting of the cities and towns in Berkshire and Hampden counties; the towns of Ashfield, Buckland, Colrain, Conway, Charlemont, Deerfield, Hawley, Heath, Monroe, Rowe, and Shelburne all in the county of Franklin; the city of Easthampton, and the towns of Belchertown, Chesterfield, Cummington, Goshen, Granby, Census Blocks 250158215001006,

250158215001007, 250158215001017, 250158215002000, 250158215002001,
 250158215002002, 250158215002003, 250158215002004, 250158215002005,
 250158215002006, 250158215002007, 250158215002008, 250158215002009,
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 250158215003016, 250158215003017, 250158215003018, 250158215003019,
 250158215003020, 250158215003021, 250158215003022, 250158215003023,
 250158215003024, 250158215003025, 250158215003026, 250158215003027,
 250158215003028, 250158215003029, 250158215003030, 250158215003031,
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 250158215003040, 250158215003041, 250158215003042, 250158215003043,
 250158215003044, 250158215003045, 250158215003046, 250158215003047,
 250158215003048, 250158215003049, 250158215003050, 250158215003051,
 250158215003052, 250158215003053, 250158215003054, 250158215003055,
 250158215003057, all in VTD number 25015000885, of the town of Hatfield,
 Huntington, Middlefield, Plainfield, South Hadley, Southampton, Ware,
 Williamsburg, Westhampton, and Worthington, all in the county of Hampshire; the
 towns of Brookfield, Charlton, Dudley, East Brookfield, North Brookfield,
 Southbridge, Spencer, Sturbridge, Warren, and West Brookfield, all in the county of
 Worcester.

Second Congressional District — Consisting of the city of Greenfield and the
 towns of Bernardston, Erving, Gill, Leverett, Leyden, Montague, New Salem,
 Northfield, Orange, Shutesbury, Sunderland, Warwick, Wendell, and Whately, all in
 the county of Franklin; the city of Northampton and the towns of Amherst, Hadley,
 Census Blocks 250158215003004, 250158215003005, 250158215003006,
 250158215003007, 250158215003008, 250158215003056, 250158215003002,
 250158215003001, 250158215003000, 250158215003003, 250158215001000,
 250158215001001, 250158215001012, 250158215001011, 250158215001010,
 250158215001014, 250158215001004, 250158215001008, 250158215001009,
 250158215001015, 250158215001016, 250158215001017, 250158215001018,
 250158215001005, 250158215001019, 250158215001020, 250158215002017,
 250158215002018, 250158215002016, 250158215002015, 250158215002014,
 250158215002013, 250158215002019, 250158215002022, 250158215001013,
 250158215001003, 250158215001002, all in VTD number 25015000885, of the
 town of Hatfield, and Pelham, all in the county of Hampshire; the towns of Ashland,
 Holliston, and Hopkinton, all in the county of Middlesex; the town of Medway, of the
 county of Norfolk; the cities of Leominster and Worcester, and the towns of Athol,
 Auburn, Barre, Boylston, Douglas, Grafton, Hardwick, Holden, Hubbardston,
 Leicester, Millbury, New Braintree, Northborough, Northbridge, Oakham, Oxford,
 Paxton, Petersham, Phillipston, Princeton, Royalston, Rutland, Shrewsbury,
 Southborough, Sterling, Sutton, Templeton, Upton, Uxbridge, Webster, West
 Boylston, Westborough, and Census Blocks 250277081002003, 250277081002004,
 250277081002005, 250277081002006, 250277081002007, 250277081002008,
 250277081002014, 250277081002015, 250277081002016, 250277081002017,
 250277081002018, 250277081004018, 250277081004021, 250277081004022,
 250277081005044, and 250277081005045, all in VTD number 25027002008, of the
 town of Westminster, all in the county of Worcester.”.

The amendment was rejected.

Representatives Frost of Auburn, Durant of Spencer and McKenna of Webster then moved to amend the bill in section 1, in lines 7 to 46, inclusive, by striking out text contained in those lines and inserting in place thereof the following:

“First Congressional District — Consisting of the cities and towns in Berkshire and Hampden counties; the towns of Charlemont, Hawley, Monroe, and Rowe, all in the county of Franklin; the cities of Easthampton and Northampton, the towns of Amherst, Chesterfield, Goshen, and the towns of Belchertown, Cummington, Granby, Census Blocks 250158214002007, 250158214002008, 250158214002011, 250158214002012, 250158214003000, 250158214003001, 250158214003002, 250158214003003, 250158214003004, 250158214003005, 250158214003006, 250158214003007, 250158214003008, 250158214003009, 250158214003011, 250158214003012, and 250158214003013, all in VTD number 25015000864, of the town of Hadley, Huntington, Middlefield, Plainfield, South Hadley, Southampton, Ware, Westhampton, and Worthington, all in the county of Hampshire; the towns of Brookfield, East Brookfield, North Brookfield, Sturbridge, Warren, and the town of West Brookfield, all in the county of Worcester.

Second Congressional District — Consisting of the city of Greenfield and the towns of Ashfield, Bernardston, Buckland, Colrain, Conway, Deerfield, Erving, Gill, Heath, Leverett, Leyden, Montague, New Salem, Northfield, Orange, Shelburne, Shutesbury, Sunderland, Warwick, Wendell, and Whately, all in the county of Franklin; Census Blocks 250158214001000, 250158214001001, 250158214001002, 250158214001003, 250158214001004, 250158214001005, 250158214001006, 250158214001007, 250158214001008, 250158214001009, 250158214001010, 250158214001011, 250158214001012, 250158214001013, 250158214001014, 250158214001015, 250158214001016, 250158214001017, 250158214001018, 250158214001019, 250158214001020, 250158214001021, 250158214001022, 250158214001023, 250158214001024, 250158214001025, 250158214002000, 250158214002001, 250158214002002, 250158214002003, 250158214002004, 250158214002005, 250158214002006, 250158214002009, 250158214002010, 250158214003010, 250158214003014, 250158214003015, 250158214003016, 250158214003017, 250158214003018, 250158214003019, 250158214003020, 250158214003021, 250158214003022, 250158214003023, 250158214003024, 250158214003025, 250158214003026, 250158214003027, 250158214004000, 250158214004001, 250158214004002, 250158214004003, 250158214004004, 250158214004005, 250158214004006, 250158214004007, 250158214004008, 250158214004009, 250158214004010, 250158214004011, 250158214004012, 250158214004013, 250158214004014, 250158214004015, 250158214004016, 250158214004017, 250158214004018, 250158214004019, 250158214004020, 250158214004021, 250158214004022, 250158214004023, 250158214004024, 250158214004025, 250158214004026, 250158214004027, 250158214004028, 250158214004029, 250158214004030, 250158214004031, 250158214004032, 250158214004033, 250158214004034, 250158214004035, 250158214004036, 250158214004037, 250158214004038, 250158214004039, 250158214004040, 250158214004041, 250158214004042, 250158214004043, 250158214004044, 250158214004045, 250158214004046, 250158214004047, 250158214004048, 250158214004049, 250158214004050, 250158214004051, 250158214004052, 250158214004053, 250158214004054, 250158214004055, 250158214004056, 250158214004057, and 250158214004058, all in VTD number 25015000864, of the town of Hadley, Hatfield, Pelham, and Williamsburg, all in the county of Hampshire; the towns of Ashland, Holliston, and Hopkinton, all in the county of Middlesex; the town of Medway, of the county of Norfolk; the cities of Leominster and Worcester,

and the towns of Athol, Auburn, Barre, Boylston, Charlton, Douglas, Dudley, Grafton, Hardwick, Holden, Hubbardston, Leicester, Millbury, New Braintree, Northborough, Northbridge, Oakham, Oxford, Paxton, Petersham, Phillipston, Princeton, Royalston, Rutland, Shrewsbury, Southborough, Southbridge, Spencer, Sterling, Sutton, Templeton, Upton, Uxbridge, all of the town of Webster, West Boylston, Westborough, and Census Blocks 250277081002003, 250277081002004, 250277081002005, 250277081002006, 250277081002007, 250277081002008, 250277081002014, 250277081002015, 250277081002016, 250277081002017, 250277081002018, 250277081004018, 250277081004021, 250277081004022, 250277081005044, and 250277081005045, all in VTD number 25027002008, of the town of Westminster, all in the county of Worcester.”.

On the question on adoption of the amendment, the sense of the House was taken by yeas and nays at the request of Mr. Frost; and on the roll call 29 members voted in the affirmative and 130 in the negative.

Amendment rejected,—yea and nay No. 118.

[See [Yea and Nay No. 118](#) in Supplement.]

Therefore the amendment was rejected.

On the question on passing the bill to be engrossed, the sense of the House was taken by yeas and nays, at the request of Mr. Moran of Boston; and on the roll call 151 members voted in the affirmative and 8 in the negative.

Bill passed to be engrossed,—yea and nay No. 119.

[See [Yea and Nay No. 119](#) in Supplement.]

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

The House Bill establishing councillor districts (printed in House, No. 4257), reported by the committee on Bills in the Third Reading to be correctly drawn, was read a third time, under further suspension of the rules, on motion of Mr. Moran of Boston; and it was passed to be engrossed. Sent to the Senate for concurrence.

Third reading bill.

At sixteen minutes before three o'clock P.M., on motion of Mr. Jones of North Reading (Ms. Hogan of Stow being in the Chair), the House recessed until a half past three o'clock; and at twenty-eight minutes before five o'clock the House was called to order with the Speaker in the Chair.

Recess.

The House Bill enhancing the market review process (House, No. 4253), reported by the committee on Bills in the Third Reading to be correctly drawn, was read a third time.

Market review process.

After remarks on the question on passing the bill to be engrossed, (Ms. Hogan of Stow being in the Chair) Mr. Diggs of Barnstable moved to amend it in section 7, in lines 104 and 105, by striking out the words “for underserved or underrepresented cultural, racial, ethnic and linguistic populations and people with disabilities” and inserting in place thereof the words “based on the needs of particular demographic factors, including, but not limited to, race, ethnicity, immigration status, sexual orientation, gender identity, geographic location, age, language spoken, ability and socioeconomic status”; and in lines 110 and 111 by striking out the words “gender, race, ethnicity, geographic location, age and English as a second language” and inserting in place thereof the words “race, ethnicity, immigration status, sexual orientation, gender identity, geographic location, age, language spoken, ability and socioeconomic status.”.

The amendments were adopted.

Mr. Day of Stoneham then moved to amend the bill by adding the following section:

“SECTION 19. Notwithstanding any general or special law to the contrary, there shall be a task force to study and provide recommendations regarding the financing of the health policy commission, established in section 2 of chapter 6D of the General Laws.

The task force shall examine the funding sources and assessment algorithm to ensure a sustainable and equitable funding stream for the work of the health policy commission. The study shall include, but not be limited to, reviewing the existing funding mechanisms, identifying additional funding needs, considering additional healthcare stakeholders for whom it may be appropriate to assess and exploring other funding streams. The task force shall engage relevant stakeholders, including, but not limited to, acute hospitals, ambulatory surgical centers and surcharge payors.

The task force shall consist of 5 members: the chairs of the joint committee on health care financing, who shall serve as co-chairs; the secretary of health and human services or a designee; the executive director of the health policy commission or a designee; and the executive director of the center for health information and analysis or a designee.

The task force shall report its findings, along with any recommendations, to the clerks of the house of representatives and senate no later than June 1, 2022.”.

After remarks the amendment was adopted.

On the question on passing the bill, as amended, to be engrossed, the sense of the House was taken by yeas and nays, at the request of Mr. Lawn of Watertown; and on the roll call 158 members voted in the affirmative and 1 in the negative.

[See [Yea and Nay No. 120](#) in Supplement.]

Therefore the bill (House, No. 4262, published as amended) was passed to be engrossed. Sent to the Senate for concurrence.

Bill passed to be engrossed,—
yea and nay
No. 120.

Engrossed Bill — Land Taking.

The engrossed Bill further regulating the conveyance of certain parcels of land in the town of Middleton (see House, No. 3178, amended) (which originated in the House), having been certified by the Clerk to be rightly and truly prepared for final passage, was put upon its final passage.

On the question on passing the bill to be enacted, the sense of the House was taken by yeas and nays (this being a bill providing for the taking of land or other easements used for conservation purposes, etc., as defined by Article XCVII of the Amendments to the Constitution); and on the roll call 159 members voted in the affirmative and 0 in the negative.

[See [Yea and Nay No. 121](#) in Supplement.]

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

Middleton,—
land.

Bill enacted
(land taking),—
yea and nay
No. 121.

Emergency Measures.

The engrossed Bill establishing a sick leave bank for Samantha Davignon, an employee of the Department of Children and Families (see House, No. 4094, amended) having been certified by the Clerk to be rightly and truly prepared for final passage, was considered, the question being on adopting the emergency preamble.

A separate vote was taken, as required by the provisions of Article XLVIII (as amended by Article LXVII) of the Amendments to the Constitution; and the preamble was adopted, by a vote of 36 to 0. Sent to the Senate for concurrence.

Samantha
Davignon,—
sick leave.

Subsequently, the Senate having concurred in adoption of the emergency preamble, the bill (which originated in the House) was passed to be enacted, there being no objection; and it was signed by the acting Speaker and sent to the Senate.

Bill
enacted.

The engrossed Bill establishing Congressional districts (see House bill printed in House, No. 4256) having been certified by the Clerk to be rightly and truly prepared for final passage, was considered, the question being on adopting the emergency preamble.

Redistricting,—
Congressional
districts.

A separate vote was taken, as required by the provisions of Article XLVIII (as amended by Article LXVII) of the Amendments to the Constitution; and the preamble was adopted, by a vote of 43 to 0. Sent to the Senate for concurrence.

Subsequently, the Senate having concurred in adoption of the emergency preamble, the bill (which originated in the House) was passed to be enacted, there being no objection; and it was signed by the acting Speaker and sent to the Senate.

Bill
enacted.

The engrossed Bill establishing councillor districts (see House bill printed in House, No. 4257) having been certified by the Clerk to be rightly and truly prepared for final passage, was considered, the question being on adopting the emergency preamble.

Redistricting,—
Councillor
districts.

A separate vote was taken, as required by the provisions of Article XLVIII (as amended by Article LXVII) of the Amendments to the Constitution; and the preamble was adopted, by a vote of 49 to 0. Sent to the Senate for concurrence.

Subsequently, the Senate having concurred in adoption of the emergency preamble, the bill (which originated in the House) was passed to be enacted, there being no objection; and it was signed by the acting Speaker and sent to the Senate.

Bill
enacted.

Recess.

At ten minutes after five o'clock P.M., on motion of Mr. Jones of North Reading (Ms. Hogan of Stow being in the Chair), the House recessed until a quarter past six o'clock P.M.; and at twenty-five minutes after six o'clock the House was called to order with Ms. Hogan in the Chair.

Recess.

Order.

On motion of Mr. Mariano of Quincy,—

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

Next
sitting.

Accordingly, without further consideration of the remaining matters in the Orders of the Day, at twenty-five minutes after six o'clock P.M. (Wednesday, November 17), on motion of Mr. Frost of Auburn (Ms. Hogan of Stow being in the Chair), the House adjourned, to meet the following day at eleven o'clock A.M., in an Informal Session.