
The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



THURSDAY, DECEMBER 22, 2022.

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JOURNAL OF THE HOUSE.

Thursday, December 22, 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.

Resolutions.

Resolutions (filed with the Clerk by Mr. Coppinger of Boston) congratulating Joseph Connolly on achieving the rank of Eagle Scout with the Boy Scouts of America, were referred, under Rule 85, to the committee on Rules.

Joseph
Connolly.

Mr. Galvin of Canton, for said committee, reported that the resolutions ought to be adopted. Under suspension of the rules, 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 Division of Medical Assistance (see Section 10F of Chapter 118E of the General Laws) submitting the fourth quarter of fiscal year 2022 legislative report for the Children's Medical Security Plan (CMSP) for the period April 1, 2022 through June 30, 2022;

Children's
Medical
Security
Plan.

From the Division of Medical Assistance (see Section 10F of Chapter 118E of the General Laws) submitting the first quarter of fiscal year 2023 legislative report for the Children's Medical Security Plan (CMSP) for the period July 1, 2022 through September 30, 2022; and

Id.

From the Office of Medicaid (see item 4000-0601 of Section 2 of Chapter 126 of the Acts of 2022) submitting a report on the number of nursing facility clients on leaves of absence;

Nursing
facility
clients.

Severally were placed on file.

Annual and Special Reports.

Annual Reports

Of the Department of Environmental Protection (under Section 3 of Chapter 211 of the General Laws) relative to the Massachusetts Toxics Use Reduction Program for fiscal year 2021; and

Toxics Use
Reduction
Program.

Of the Economic Empowerment Trust Fund (under Section 35QQ of Chapter 10 of the General Laws) for fiscal year 2022; and

Empowerment
Trust Fund.

A report of the Water Resources Commission (under Section 8C of Chapter 21 of the General Laws and 313 CMR 4.11(3)) relative to the decision on an amendment to the conditions that the town of Foxborough is subject to under a 2001 Interbasin Transfer Act decision;

Severally were placed on file.

Foxborough,—
water.

Petition.

Mr. Madaro of Boston presented a petition (subject to Joint Rules 12 and 9) of Adrian C. Madaro relative to modernizing the governance of port authority parks in the East Boston section of the city of Boston, and the same was referred, under Rule 24, to the committee on Rules.

Boston,—
port authority
parks.

Papers from the Senate.

The House Bill designating a certain bridge in the city of North Adams as the William F. Evans memorial bridge (House, No. 4661), came from the Senate passed to be engrossed, in concurrence, with amendments striking out section 2; and 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 designate forthwith a certain bridge in the city of North Adams, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.”

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

North
Adams,—
Evans bridge.

The House Bill authorizing the town of Westford to grant an additional license for the sale of all alcoholic beverages not to be drunk on the premises (House, No. 4666) (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 in section 1, in line 4, by striking out the following: “Feng you, Incorporated d/b/a Empire Wine & Spirits located at 175 Littleton road” and inserting in place thereof the following: “FengYou, Incorporated doing business as Empire Wine & Spirits located at 174 Littleton road”. The amendment was referred, under Rule 35, to the committee on Bills in the Third Reading.

Westford,—
liquor license.

The House Bill designating a certain portion of state highway in the town of Plymouth as Plimoth Patuxet highway (House, No. 4743), came from the Senate passed to be engrossed, in concurrence, with amendments striking out section 2; and 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 designate forthwith a certain portion of state highway in the town of Plymouth, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.”

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

Plymouth,—
Plimoth
Patuxet
highway.

A Bill providing for a revised charter for the city of Taunton (Senate, No. 3156) (on Senate bill No. 2939) [Local Approval Received], passed to be engrossed by the

Taunton,—
charter.

Senate, was read; and it was referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

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

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

Bills

Changing the board of selectmen of the town of Hanover to a select board (Senate, No. 3119) (on a petition) [Local Approval Received];

Hanover,—
select board.

Modifying certain titles and providing for the appointment of certain positions by the town administrator of the town of Newbury (Senate, No. 3120) (on a petition) [Local Approval Received]; and

Newbury,—
positions.

Providing for a revised charter for the city of Taunton (Senate, No. 3156) (on Senate bill No. 2939) [Local Approval Received];

Taunton,—
charter.

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.

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 John R. Stowe, Jr. to purchase creditable service from the Barnstable County Retirement Board (House, No. 5397);

Barnstable,—
John Stowe.

Authorizing Wayne A. Ellis to purchase creditable service from the Barnstable County Retirement Board (House, No. 5398);

Barnstable,—
Wayne Ellis.

Authorizing the town of Hull to lease certain property and to extend leases on certain property to promote economic development and the more effective use of town property (House, No. 5417, changed) [Local Approval Received];

Hull,—
land.

Authorizing the County Commissioners of Dukes County to appoint a treasurer who may not be a resident of the county (House, No. 5418);

Dukes County,—
treasurer.

Authorizing the town of Berlin to grant up to two additional all alcoholic beverages licenses not to be drunk on the premises (House, No. 5426) [Local Approval Received]; and

Berlin,—
liquor
licenses.

Establishing a sick leave bank for Kimberly Howland, an employee of the Appellate Tax Board (House, No. 5428);

Kimberly
Howland,—
sick leave.

Under suspension of Rule 7A, in each instance, on motion of Mr. Donato of Medford, the bills severally were read a second time forthwith; and they were ordered to a third reading.

By Mr. Cabral of New Bedford, for the committee on State Administration and Regulatory Oversight, on a petition, a Bill amending the state seal and motto commission (House, No. 5436). Read; and referred, under Rule 33, to the committee on Ways and Means.

State seal
and motto
commission.

By Mr. Chan of Quincy, for the committee on Consumer Protection and Professional Licensure, on House, No. 473, a Bill authorizing the town of Athol to grant 6 additional licenses for the sale of alcoholic beverages to be drunk on the premises (House, No. 5437) [Local Approval Received].

Athol,—
liquor
licenses.

By the same member, for the same committee, on House, No. 418, a Bill authorizing the town of Clinton to grant 6 additional licenses for the sale of all alcoholic beverages to be drunk on the premises (House, No. 5438) [Local Approval Received].

Clinton,—
liquor
licenses.

Severally read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Emergency Measure.

The engrossed Bill extending the duration of the Fitchburg Area Economic Development Corporation (see Senate, No. 2852), 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.

Fitchburg,—
economic
development.

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 3 to 0. Sent to the Senate for concurrence.

Engrossed Bills.

Engrossed bills

Designating the Quabbin Visitor Center in the town of Belchertown as the Les and Terry Campbell Quabbin Visitor Center (see Senate, No. 544);

Bills
enacted.

Authorizing the town of Wareham to grant 7 additional licenses for the sale of all alcoholic beverages to be drunk on the premises (see Senate, No. 3141);

(Which severally originated in the Senate);

Regulating real estate acquisitions for and funding of capital projects at Nantucket airport in the town of Nantucket (see House, No. 3792, amended);

Providing for electric vehicle charging stations in the city of Cambridge (see House, No. 3858);

Changing the name of the board of selectmen of the town of Tyngsborough to select board (see House, No. 4483);

Authorizing the town of Dudley to grant additional licenses for the sale of all alcoholic beverages not to be drunk on the premises (see House, No. 5015);

Authorizing Melanie Figueroa to take the civil service examination for the position of firefighter in the city of Haverhill notwithstanding the maximum age requirement (see House, No. 5278);

Providing for the appointment of a stormwater officer in the town of Rehoboth (see House, No. 5282);

Authorizing Lauren Bonnell to take the civil service examination for the position of police officer in the city of Haverhill notwithstanding the maximum age requirement (see House, No. 5283);

Providing for voting precincts in the city of Revere (see House, No. 5328, 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; and they were signed by the acting Speaker and sent to the Senate.

Orders of the Day.

Senate bills
Authorizing the investment of trust funds benefiting the town of Sherborn library (Senate, No. 1355);
Relative to the observance of school custodian day (Senate, No. 2126);
Further regulating wastewater services in the town of Norfolk (Senate, No. 3113); and
Relative to the town administrator in the town of Milton (Senate, No. 3127);
Severally reported by the committee on Bills in the Third Reading to correctly drawn, were read a third time; and they were passed to be engrossed, in concurrence.

Third reading bills.

House bills
Authorizing the town of Oakham to continue the employment of fire lieutenant Russel Willette (House, No. 4497);
Relative to the Swansea Water Commissioner health benefits (House, No. 4651);
Relative to changing the Swansea Water District Commissioner election and term (House, No. 4652);
Relative to the New Bedford Police Association (House, No. 5066);
Authorizing the town of Acton to increase the residency limit for members of its police and fire departments (House, No. 5172); and
Authorizing the town of Hampden to continue employment of police department member James Gormally (House, No. 5378);
Severally reported by the committee on Bills in the Third Reading to correctly drawn, were read a third time; and they were passed to be engrossed. Severally sent to the Senate for concurrence.

Id.

The Senate Bill eliminating the department of finance and budget in the town of Groveland (Senate, No. 2742), was read a second time; and it was ordered to a third reading.

Second reading bill.

The House Bill authorizing the town of Acton to adopt alternative methods for notice of public hearings (House, No. 5013), reported by the committee on Bills in the Third Reading to correctly drawn, was read a third time.

Acton,—public hearings.

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. 5439), which was read.

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

The House Bill authorizing the town of Belmont to grant additional licenses for the sale of alcoholic beverages not to be drunk on the premises (House, No. 5215), reported by the committee on Bills in the Third Reading to correctly drawn, was read a third time.

Belmont,—liquor licenses.

Pending the question on passing the bill to be engrossed, Ms. Garlick of Needham moved to amend it in line 10 by striking out the figure: “7” and inserting in place thereof the figure: “6”.

The amendment was adopted; and the bill (House, No. 5215, amended) was passed to be engrossed. Sent to the Senate for concurrence.

The House Bill establishing a sick leave bank for Christopher King, an employee of the Department of Public Health (House, No. 5425), reported by the committee on Bills in the Third Reading to correctly drawn, was read a third time.

Christopher
King,—
sick leave.

Pending the question on passing the bill to be engrossed, Ms. Garlick of Needham 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. 5425, 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 on Tuesday next at eleven o’clock A.M.

Next
sitting.

At twenty-seven minutes after eleven o’clock A.M., on motion of Mr. Muradian of Grafton (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.