
The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



THURSDAY, APRIL 13, 2023.

[35]*

JOURNAL OF THE HOUSE.

Thursday, April 13, 2023.

Met according to adjournment at eleven o'clock A.M., 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 Tributes.

During the session, Mr. Worrell of Boston took the Chair, and, at his request and at the request of all of the Members of the Boston Delegation and the Members of the Black and Latino Caucus, the members, guests and employees stood in a moment of silent tribute in respect to the memory of Melvin H. King, a member of the House from 1973 to 1982, inclusive.

Melvin
King.

Melvin Mel Herbert King (Sr) passed away on Tuesday, March 28, 2023, peacefully in his home in Boston, Massachusetts. He was 94 years old.

He was a community leader, political activist, author, songwriter, youth advocate, State Representative and retired educator. He grew up in the South End, a vibrant and multi-ethnic neighborhood, which was demolished due to urban renewal which destroyed the community prompting his mother and siblings to relocate to Roxbury.

Melvin taught math and worked as a youth counselor for United South End Settlements where he became Director of the 48 Rutland Street House. In 1967, King became the Director of the New Urban League of Greater Boston. King is well-known for his role in fighting for affordable housing and services in the South End, particularly the battle against commercial developers and the Boston Redevelopment Authority (BRA) in 1968. King's goal was to ensure that the city's Urban Renewal program provided affordable housing for South End residents. Originally working for Community Assembly for a Unified South End (CAUSE), King led protests against the Boston Redevelopment Authority's plans to demolish housing and construct a parking garage. King and his supporters built a temporary tent city and lived on the demolished housing until developers agreed to construct a new housing complex which was named "Tent City".

In 1973, King was elected to the Massachusetts House of Representatives for the 9th Suffolk district. He was one of the founding members of the Massachusetts Black and Latino Caucus. In 1983, after vacating his seat in the House, King ran for mayor of Boston, winning the primary vote but losing the general election. He also established the Rainbow Coalition Party which has now become the Green-Rainbow Party.

He always said Love is the Question and the Answer.

During the session, Mr. Driscoll of Milton took the Chair, and acknowledged the tenth anniversary of the bombings at the Boston Marathon.

Boston
Marathon

This week marks 10 years since the bombings that took place at the Boston Marathon. Ten years later we take this moment to reflect and hold in our thoughts the families and friends of those lost that day. We recognize the grieving and healing process for the individuals and families who were injured and impacted by this tragedy remains an on-going reality.

bombings.

Today, we also remember and stand with all of the first responders and medical personnel who acted immediately and bravely to assist. Their actions to care for the hundreds injured saved countless lives and inspired the people of the city of Boston, the Commonwealth and the nation.

Let us take a moment of silence as we remember the individuals who lost their lives and express our profound condolences to their loved ones and honor the memories of Martin Richard, Krystle Campbell, Lingzi Lu, Officer Sean Collier, and Officer Dennis ‘DJ’ Simmonds.

Statement of Representative Arciero of Westford.

A written statement of Mr. Arciero of Westford was spread upon the records of the House, as follows:

MR. SPEAKER: I would like to call to the attention of the House the fact that I was unable to be present for today’s sitting due to a family memorial service out of state. Had I been present, I would have voted in the negative on roll call numbers 14 and 15, and in the affirmative on roll call number 16. My missing of said roll calls was due entirely to the reason stated.

Statement of
Mr. Arciero
of Westford.

Resolutions.

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

Resolutions (filed by Mr. Arciero of Westford) commemorating the one hundred and eighth anniversary of the Armenian Genocide;

Armenian
genocide.

Resolutions (filed by Mr. Driscoll of Milton and other members of the House) commemorating the ten-year anniversary of the 2013 Boston Marathon bombings; and

Boston
Marathon
bombings.

Resolutions (filed by Mr. Gentile of Sudbury) commending the Commission on Disability of the town of Sudbury on its thirtieth anniversary;

Sudbury,—
disability
commission.

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. Roy of Franklin, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

Petitions.

An additional petition (accompanied by bill, House, No. 3777) of Mike Connolly relative to establishing permanent eviction protections and tenancy preservation notices (having been deposited in the office of the Clerk of the House, previously to five o’clock P.M., on Friday, January 20, 2023), was referred, under Rule 24, to the committee on Housing. Sent to the Senate for concurrence.

Eviction
protections.

Petitions (having been returned by the State Secretary, under the provision of Chapter 3 of the General Laws, with memoranda relative thereto) severally were referred, under Rule 24, as follows:

By Mr. Cahill of Lynn, a petition (accompanied by bill, House, No. 3772) of Daniel Cahill relative to Massachusetts Credit Union Share Insurance Corporation;

Credit union
share insurance.
Id.

By Mr. Haggerty of Woburn, a petition (accompanied by bill, House, No. 3773) of Richard M. Haggerty for legislation to modernize Massachusetts Credit Union Share Insurance Corporation (MSIC) investments; and

By Ms. Meschino of Hull, a petition (accompanied by bill, House, No. 3774) of Joan Meschino and others for legislation to create a climate bank to facilitate innovative financing solutions for climate and clean energy innovations in the public, private, and non-profit sectors;

Climate and
clean energy
innovations.

Severally to the committee on Financial Services.

By Ms. Ciccolo of Lexington and Senator Friedman, a joint petition (accompanied by bill, House, No. 3775) of Michelle L. Ciccolo, Cindy F. Friedman and Michael J. Barrett (by vote of the town) for legislation to reorganize the Lexington Housing Assistance Board, Inc. in the town of Lexington. To the committee on Housing.

Lexington,—
housing board.

Severally sent to the Senate for concurrence.

Ms. Barber of Somerville presented a petition (accompanied by bill, House, No. 3776) of Christine P. Barber and Patricia D. Jehlen (with the approval of the mayor and city council) that the city of Medford be authorized to impose municipal reviews on institutional master plans of certain institutional facilities in said city; and the same was referred to the committee on Municipalities and Regional Government. Sent to the Senate for concurrence.

Medford,—
municipal
reviews.

Petitions severally were presented and referred as follows:

By Ms. Kassner of Hamilton and Senator Tarr, a joint petition (subject to Joint Rule 12) of Kristin E. Kassner, Bruce E. Tarr and others for the issuance of an annual proclamation by the Governor to designate April 5 as Okur-Chung Neurodevelopmental Syndrome awareness day.

Okur-Chung
Syndrome
day.

By Mr. Puppolo of Springfield, a petition (subject to Joint Rule 12) of Angelo J. Puppolo, Jr., that the Massachusetts Teachers' Retirement Board be authorized to grant creditable service to Sheila Commisso.

Sheila
Commisso,—
retirement.

Severally, under Rule 24, to the committee on Rules.

Papers from the Senate.

Reports

Of the committee on Children, Families and Persons with Disabilities, asking to be discharged from further consideration

Of the petition (accompanied by bill, Senate, No. 115) of Mark C. Montigny for legislation to increase the personal care allowance for long term care residents,— and recommending the same be referred to the committee on Elder Affairs; and

Personal care
allowance.

Of the petition (accompanied by resolve, Senate, No. 121) of Susan L. Moran, James B. Eldridge, Carmine Lawrence Gentile and Jacob R. Oliveira that provisions be made to revive and continue the non-emergency human services transportation task force,— and recommending the same be referred to the committee on Transportation;

Non-emergency
human services
transportation.

Of the committee on Consumer Protection and Professional Licensure, asking to be discharged from further consideration	
Of the petition (accompanied by bill, Senate, No. 195) of Mark C. Montigny, Lindsay N. Sabadosa, Michael O. Moore and Rebecca L. Rausch for legislation to protect personal biometric data; and	Biometric data,— protection.
Of the petition (accompanied by bill, Senate, No. 198) of Michael O. Moore for legislation to protect personal identifying information;	Personal information.
And recommending that the same severally be referred to the committee on Advanced Information Technology, the Internet and Cybersecurity.	
Of the petition (accompanied by bill, Senate, No. 193) of Mark C. Montigny for legislation to protect life-saving electronic health records from reckless corporate greed and corruption,— and recommending that the same be referred to the committee on Health Care Financing.	Electronic health records.
Of the petition (accompanied by bill, Senate, No. 160) of Sal N. DiDomenico, Manny Cruz, Susannah M. Whipps, Jack Patrick Lewis and other members of the General Court for legislation relative to Social Work Uplifting Practices and Exam Removal (“The SUPER Act”),— and recommending that the same be referred to the committee on Higher Education.	Social workers,— exams.
Of the petition (accompanied by bill, Senate, No. 145) of Joanne M. Comerford, Jason M. Lewis, John F. Keenan, James B. Eldridge and other members of the General Court for legislation relative to menstrual product ingredient disclosure;	Menstrual products,— ingredients.
Of the petition (accompanied by bill, Senate, No. 163) of Ryan C. Fattman for legislation to expand options for EMT paramedics;	EMT paramedics.
Of the petition (accompanied by bill, Senate, No. 186) of Joan B. Lovely for legislation to establish senior psychologist licensure; and	Senior psychologists.
Of the petition (accompanied by bill, Senate, No. 212) of Rebecca L. Rausch, Lindsay N. Sabadosa and James B. Eldridge for legislation to support access to training on reproductive and gender-affirming care;	Gender-affirming and reproductive care.
And recommending that the same severally be referred to the committee on Public Health.	
Of the committee on Environment and Natural Resources, asking to be discharged from further consideration	
Of the petition (accompanied by bill, Senate, No. 515) of Jason M. Lewis, Patrick M. O’Connor, Joanne M. Comerford and Julian Cyr for legislation to protect public health and reduce health care costs,— and recommending the same be referred to the committee on Public Health; and	Public health.
Of the petition (accompanied by bill, Senate, No. 566) of Pavel M. Payano and Steven Owens for legislation to support better commuting,— and recommending the same be referred to the committee on Transportation;	Commuting.
Severally accepted by the Senate, were considered forthwith, under Rule 42; and they were accepted, in concurrence.	

Reports of Committees.

By Mr. Stanley of Waltham, for the committee on Elder Affairs, asking to be discharged from further consideration	
Of the petition (accompanied by bill, House, No. 619) of Nicholas A. Boldyga relative to establishing a prescription drug rebate program for seniors,— and recommending that the same be referred to the committee on Health Care Financing.	Seniors,— prescription drug rebates.

Of the petition (accompanied by bill, House, No. 642) of Mathew J. Muratore and others relative to short-term inpatient skilled nursing and rehabilitation services for persons twenty-two years of age or younger; and

Skilled nursing and rehabilitation.

Of the petition (accompanied by bill, House, No. 3574) of Nicholas A. Boldyga relative to the use of a certain prescription medication used in psychotherapy and the treatment of post-traumatic stress disorder;

PTSD,—
medications.

And recommending that the same severally be referred to the committee on Public Health.

Under Rule 42, the reports severally were considered forthwith; and they were accepted. Severally sent to the Senate for concurrence.

By Mr. Finn of West Springfield, for the committee on Bonding, Capital Expenditures and State Assets, on a message from Her Excellency the Governor, a Bill providing for the terms of certain bonds to be issued by the Commonwealth (printed in House, No. 3737). Read; and referred, under Rule 33, to the committee on Ways and Means.

Bonds,—
terms.

By Mr. Gordon of Bedford, for the committee on Public Service, on House, No. 3752, a Bill establishing a sick leave bank for Jane Racine, an employee of the Department of Developmental Services (House, No. 3771). Read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Jean Racine,—
sick leave.

By Mr. Honan of Boston, for the committee on Steering, Policy and Scheduling, that the House Bill to establish a sick leave bank for Kathleen Donnellan, an employee of the Norfolk Superior Court (House, No. 3712), be scheduled for consideration by the House.

Kathleen Donnellan,—
sick leave.

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

Subsequently, the noon recess having terminated (Ms. Hogan of Stow being in the Chair), under suspension of the rules, on motion of Mr. Chan of Quincy, the bill (having been reported by the committee on Bills in the Third Reading to be correctly drawn) was read a third time; and it was passed to be engrossed. Sent to the Senate for concurrence.

Mr. Garballey of Arlington being in the Chair,—

By Mr. Honan of Boston, for the committee on Steering, Policy and Scheduling, that the House Bill establishing a sick leave bank for David Benway, an employee of the Massachusetts Maritime Academy (House, No. 3739), be scheduled for consideration by the House.

David Benway,—
sick leave.

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

By Mr. Michlewitz of Boston, for the committee on Ways and Means, on House, No. 1, reported, in part, a Bill making appropriations for the fiscal year 2024 for the maintenance of the departments, boards, commissions, institutions, and certain activities of the Commonwealth, for interest, sinking fund, and serial bond requirements, and for certain permanent improvements (House, No. 3900) [Total appropriation: \$56,059,259,366.00]. Read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

General Appropriation Bill.

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.

Pending the question on ordering the bill to a third reading, further consideration thereof was postponed, on motion of Mr. Michlewitz of Boston, until Monday, April 24.

Orders of the Day.

House bills

Relative to the position of police chief in the town of Leicester (House, No. 2579); and

Establishing a sick leave bank for Hollie Barter, an employee of the Department of Children and Families (House, No. 3713);

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.

Recess.

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

Recess.

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 Daniel J. Ryan for legislation to establish a sick leave bank for William Donahue, an employee of the Trial Court. To the committee on the Judiciary.

Petition (accompanied by bill) of Gerard J. Cassidy and Alyson M. Sullivan-Almeida for legislation to establish a sick leave bank for Lisa Balentine, an employee of the Department of Transitional Assistance. To the committee on Public Service.

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

William Donahue,—sick leave.

Lisa Balentine,—sick leave.

Emergency Measure.

The engrossed Bill establishing a sick leave bank for Hollie Barter, an employee of the Department of Children and Families (see House, No. 3713), 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 21 to 0. Sent to the Senate for concurrence.

Hollie Barter,—sick leave.

Engrossed Bill.

The engrossed Bill further regulating the appointment of special police officers in the city of Watertown (see House, No. 2622) (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.

Prior to the noon recess (Mr. Garballey of Arlington being in the Chair),— Mr. Michlewitz of Boston, for the committee on Ways and Means, on House, No. 47, reported, in part, a Bill to improve the Commonwealth's competitiveness, affordability, and equity (House, No. 3770). Read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Tax relief and policy.

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. Roy of Franklin, the bill was read a second time forthwith; and it was ordered to a third reading.

Subsequently, the noon recess having terminated (Ms. Hogan of Stow being in the Chair), under suspension of the rules, on motion of Mr. Michlewitz of Boston, the bill (having been reported by the committee on Bills in the Third Reading to be correctly drawn) was read a third time.

After debate on the question on passing the bill to be engrossed, Mr. Jones of North Reading and other members of the House then moved to amend it by striking out section 10.

After debate on the question on adoption of the amendment, the sense of the House was taken by yeas and nays at the request of Mr. Jones of North Reading; and on the roll call 26 members voted in the affirmative and 128 in the negative.

Amendment rejected,—
yea and nay
No. 14.

[See [Yea and Nay No. 14](#) in Supplement.]

Therefore the amendment was rejected.

The same members then moved to amend the bill by striking out section 1.

After debate on the question on adoption of the amendment, the sense of the House was taken by yeas and nays at the request of Mr. Jones of North Reading; and on the roll call 25 members voted in the affirmative and 129 in the negative.

Amendment rejected,—
yea and nay
No. 15.

[See [Yea and Nay No. 15](#) in Supplement.]

Therefore the amendment was rejected.

After remarks on the question on passing the bill to be engrossed (the Speaker being in the Chair), the sense of the House was taken by yeas and nays, at the request of Mr. Cusack of Braintree; and on the roll call (Ms. Hogan of Stow being in the Chair) 150 members voted in the affirmative and 3 in the negative.

Bill passed to be engrossed,—
yea and nay
No. 16.

[See [Yea and Nay No. 16](#) in Supplement.]

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

Subsequently a statement of Mr. Vitolo of Brookline was spread upon the records of the House, as follows:

MADAM SPEAKER: I would like to call to the attention of the House the fact that I was unable to be present in the House Chamber on the previous roll call due to official business in another part of the State House. Had I been present when the vote was taken, I would have voted in the affirmative.

Statement of Mr. Vitolo of Brookline.

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.

Mr. Worrell of Boston then moved that when the House adjourns today, it do so in respect to the memory of Melvin H. King, a member of the House from Boston from 1973 to 1982, inclusive; and the motion prevailed.

Accordingly, without further consideration of the remaining matters in the Orders of the Day, at thirteen minutes after three o'clock P.M., on motion of Mr. Jones of North Reading (Ms. Hogan of Stow being in the Chair), the House adjourned, to meet the following Tuesday at eleven o'clock A.M., in an Informal Session.