

The Commonwealth of Massachusetts

JOURNAL OF THE SENATE.



THURSDAY, JUNE 25, 2020

JOURNAL OF THE SENATE

Thursday, June 25, 2020.

Met at nine minutes past eleven o'clock A.M. (Mr. Boncore in the Chair) (having been appointed by the President, under authority conferred by Senate Rule 4, to perform the duties of the Chair).

The Chair (Mr. Boncore), members, guests and staff then recited the pledge of allegiance to the flag.

Pledge of allegiance.

Communications.

The following communications were severally received and placed on file, to wit: A communication from the Honorable Karen E. Spilka, President of the Senate, announcing committee appointments that have been ratified by the Majority Party Caucus:

Committee appointments.

Joint Committee on Labor and Workforce Development

- Senator John C. Velis, Vice Chair

Joint Committee on Economic Development and Emerging Technologies

- Senator John C. Velis, member

Joint Committee on Mental Health, Substance Use and Recovery

- Senator John C. Velis, member

Joint Committee on Housing

- Senator Susan L. Moran, Vice Chair

Joint Committee on Transportation

- Senator Susan L. Moran, member

Joint Committee on Telecommunications, Utilities and Energy

- Senator Susan L. Moran, member

Communication from the Department of Public Health (pursuant to line item 4000-0009 of Section 2 of Chapter 41 of the Acts of 2019) submitting its report entitled "Office of Health Equity within the Executive Office of Health and Human Services Development Report, 2019" (received June 10, 2020); and

DPH,-- 2019 OHE report. SD2983

Communication from the Division of Marine Fisheries (pursuant to line item 2330-0100 of Section 2 of Chapter 154 of the Acts of 2018) submitting its report and study of the impacts of the trawl fishery targeting longfin squid in the waters under the jurisdiction of the Commonwealth (received June 22, 2020).

DMF,-- trawl fishery report. SD2984

Report.

Report of the Bristol County Registry of Deeds (pursuant to Section 4 of Chapter 4 of the Acts of 2003 and Section 2KKK of Chapter 29 of the General Laws) submitting its plan for expenditure from the County Registers Technological Fund (copies having been forwarded as required to the Senate Committees on Ways and Means and Post Audit and Oversight) (received June 24, 2020),-- was placed on file.

Bristol County,-- technological fund. SD2988

Petitions.

Petitions were severally presented and referred as follows:

By Mr. Eldridge, a petition (accompanied by bill, Senate, No. 2779) of James B.

Harvard,-- land.

Eldridge (by vote of the town) for legislation to authorize the conveyance by easement and change of use of conservation land in the town of Harvard [Local approval received];

Under Senate Rule 20, to the committee on Municipalities and Regional Government.

Sent to the House for concurrence.

By Ms. Comerford, a petition (accompanied by bill) (subject to Joint Rule 12) of Joanne M. Comerford for legislation to respond to the COVID-19 emergency by instituting a moratorium of the Massachusetts Comprehensive Assessment System;

MCAS,--
moratorium.
SD2986

By Mr. Crighton, a petition (accompanied by bill) (subject to Joint Rule 12) of Brendan P. Crighton, Daniel Cahill and Peter Capano for legislation to authorizing the Division of Capital Asset Management and Maintenance to grant an easement to the city of Lynn;

Lynn,-- easement.
SD2985

By Mr. Hinds, a petition (accompanied by bill) (subject to Joint Rule 12) of Adam G. Hinds and Paul R. Feeney for legislation to enhance worker protection;

Worker protection.
SD2979

By Mr. Hinds, a petition (accompanied by bill) (subject to Joint Rule 12) of Adam G. Hinds for legislation to protect working parents during the COVID-19 emergency;

Working parents,--
COVID-19. SD2980

By Mr. Rush, a petition (accompanied by bill) (subject to Joint Rule 12) of Michael F. Rush for legislation to make the Secretary of Veterans Services a cabinet level position; and

Secretary of
Veterans' Services.
SD2987

By Mr. Tarr, a petition (accompanied by bill) (subject to Joint Rule 12) of Bruce E. Tarr and Josh S. Cutler for legislation to establish a special commission to scope a state grant or low interest loan program for properties prone to flooding;

Flooding,-- special
commission.
SD2982

Severally, under Senate Rule 20, to the committee on Rules of the two branches, acting concurrently.

Message from His Excellency the Governor.

Message from His Excellency the Governor recommending legislation to improve the governance of the Soldiers' Homes (Senate, No. 2227) (received in the office of the Clerk of the Senate on Thursday, June 25, 2020, at four minutes past twelve o'clock noon);

Soldiers' Homes.

The message was read; and, under Senate Rule 20, with the accompanying bill, was referred to the committee on Veterans and Federal Affairs.

Sent to the House for concurrence.

Reports of Committees.

By Mr. Welch, for the committee on Financial Services, on petition, (accompanied by bill, Senate, No. 641), a Bill relative to fair and accurate motor vehicle insurance quotes (Senate No. 2777);

Car insurance,--
quotes.

By Ms. Jehlen, for the committee on Labor and Workforce Development, on petition, (accompanied by bill, Senate, No. 1090), a Bill establishing collective bargaining rights for TNC drivers (Senate No. 2778); and

TNC drivers,--
collective bargaining

By Mr. Hinds, for the committee on Revenue, on petition, a Bill relative to regional transportation ballot initiatives (Senate, No. 1694);

Regional
transportation,--
ballot initiatives.

Severally read and, under Senate Rule 27, referred to the committee on Ways and Means.

By Mr. Finegold, for the committee on Public Service, on petition, a Bill authorizing employees of the city of Fall River the ability to apply with the Fall River Retirement Board to purchase credible service for military service (Senate, No. 2557) [Local approval received];

Fall River,-- credible
service.

By Mr. Hinds, for the committee on Revenue, on petition, a Bill authorizing the town of Charlton to establish an additional excise on sales of gasoline and diesel fuel (Senate, No. 1672) [Local approval received]; and

Charlton,-- fuel excise tax.

By the same Senator, for the same committee, on petition, a Bill establishing a real estate transfer fee upon the transfer of property in the town of Concord (Senate, No. 2318) [Local approval received];

Concord,-- real estate fee.

Severally read and, under Senate Rule 26, placed in the Orders of the Day for the next session.

PAPERS FROM THE HOUSE.

Notice was received from the House of Representatives announcing the following appointment by the Speaker:

Representatives Tosado of Springfield and Tyler of Boston to the special commission established (under Chapter 93 of the Acts of 2020) to study the feasibility of establishing a COVID-19 Health Disparities Task Force.

COVID-19,-- Health Disparities Task Force

A Bill making appropriations for the fiscal year 2020 to authorize certain COVID-19 spending in anticipation of federal reimbursement (House, No. 4808,-- on House, No. 4707, in part), -- **was read and, under Senate Rule 27, referred to the committee on Ways and Means.**

Supplemental appropriations.

Bills

Authorizing the town of Clinton to grant an additional license for the sale of all alcoholic beverages to be drunk on the premises (House, No. 4336,-- on House, No. 4164) [Local approval received on House, No. 4164]; and

Clinton,-- liquor license.

Authorizing the town of Clinton to grant an additional license for the sale of all alcoholic beverages not to be drunk on the premises (House, No. 4337,-- on House, No. 4165) [Local approval received on House, No. 4165];

Ibid.

Were severally read and, under Senate Rule 26, placed in the Orders of the Day for the next session.

Moment of Silence.

At the request of the Chair (Mr. Rush), the members, guests and staff stood in a moment of silence and reflection to the memory of Former State Representative Robert Nyman.

Moment of Silence.

Resolutions.

The following resolutions (having been filed with the Clerk) were considered forthwith and adopted, as follows:-

Resolutions (filed by Messrs. Pacheco, Barrett, Boncore, Brady and Brownsberger, Ms. Chandler, Ms. Chang-Diaz, Mr. Collins, Ms. Comerford, Ms. Creem, Messrs. Crighton, Cyr and DiDomenico, Ms. DiZoglio, Messrs. Eldridge, Fattman, Feeney and Finegold, Ms. Friedman, Ms. Gobi, Mr. Hinds, Ms. Jehlen, Messrs. Keenan, Kennedy, Lesser and Lewis, Ms. Lovely, Messrs. Montigny and Moore, Ms. Moran, Mr. O'Connor, Ms. Rausch, Messrs. Rodrigues and Rush, Ms. Spilka, Messrs. Tarr, Timilty, Tran, Velis and Welch) "congratulating Jack Clarke on the occasion of his retirement as Director of Public Policy and Government Relations at the Massachusetts Audubon Society, Inc."

Jack Clarke.

PAPERS FROM THE HOUSE

Emergency Preamble Adopted.

An engrossed Bill designating certain areas of the World War II Memorial in the city of Boston as the Edward J. Morrissey, John J. Mullen and Joseph P. Murphy Memorial (see House, No. 4194), having been certified by the Senate Clerk to be rightly and truly prepared for final passage and containing an emergency preamble,-- was laid before the Senate; and, a separate vote being taken in accordance with the requirements of Article LXVII of the Amendments to the Constitution, the preamble was adopted in concurrence, by a vote of 5 to 0.

Boston,-- WWII Memorial.

The bill was signed by the Acting President (Mr. Boncore) and sent to the House for enactment.

Engrossed Bills.

The following engrossed bills (the first of which originated in the Senate), having been certified by the Senate Clerk to be rightly and truly prepared for final passage, were severally passed to be enacted and were signed by the Acting President (Mr. Boncore) and laid before the Governor for his approbation, to wit:

Bills laid before the Governor.

Regulating city contracts in the city of Northampton (see House, No. 4102); and

Authorizing Old Rochester Regional School District to enter into renewable energy agreements (see House, No. 4435).

Reports of Committees.

By Ms. Lovely, for the committees on Rules of the two branches, acting concurrently, that Joint Rule 12 be suspended on the Senate petition of James T. Welch for legislation relative to predatory debt collection practices during a public health emergency.

Debt collection,-- predatory. SD2974

Senate Rule 36 was suspended on motion of Mr. Brownsberger, and the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on The Judiciary.

By Ms. Lovely, for the committees on Rules of the two branches, acting concurrently, that Joint Rule 12 be suspended on the Senate petition of Brendan P. Crighton, Mindy Domb, Maria Duaine Robinson, Bud L. Williams and other members of the General Court for legislation to make Juneteenth Independence Day a State Holiday;

Juneteenth Independence Day. SD2975

Senate Rule 36 was suspended on motion of Mr. Brownsberger, and the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on State Administration and Regulatory Oversight.

Severally sent to the House for concurrence.

PAPERS FROM THE HOUSE.

Petitions were severally referred, in concurrence, as follows, to wit:

Petition (accompanied by bill, House, No. 4814) of Christopher M. Markey and Mark C. Montigny that the Dartmouth Housing Authority be authorized to lease a portion of land located in the town of Dartmouth to Partners in Housing, LLC for affordable housing purposes;

Dartmouth,-- land.

Under suspension of Joint Rule 12, to the committee on Municipalities and Regional Government.

Petition (accompanied by bill, House, No. 4815) of William L. Crocker, Jr., and Timothy R. Whelan that Michael Cheung be authorized to purchase certain creditable service from the Barnstable County Retirement Board

Michael Cheung,-- creditable service.

Under suspension of Joint Rules 12 and 7A, to the committee on Public Service.

Petition (accompanied by bill, House, No. 4816) of Ronald Mariano and John F. Keenan for legislation to establish a sick leave bank for Alexandra Jordankova, an employee of the Department of Developmental Services;

Alexandra Jordankova,-- sick leave.

Under suspension of Joint Rule 12, to the committee on Public Service.

Matters Taken Out of the Orders of the Day.

There being no objection, the following matters were taken out of the Orders of the Day and considered as follows:

The Senate Bill authorizing the city of Gloucester to use certain lands for municipal school purposes (Senate, No. 2628),-- **was read a third time and passed to be engrossed. Sent to the House for concurrence.**

Gloucester,-- municipal land use.

The House Bill exempting all positions in the city known as the Town of Franklin's fire department from the civil service law (House, No. 4411),-- **was read a third time and passed to be engrossed, in concurrence.**

Franklin,-- fire department.

Reports of a Committee.

Mr. Rush in the Chair, by Mr. Rodrigues, for the committee on Ways and Means, that the Senate Bill advancing and expanding access to telemedicine services (Senate, No. 612),-- ought to pass with an amendment substituting a new draft entitled "An Act Putting Patients First"(Senate, No. 2769).

Telemedicine services.

After remarks, pending the question on adoption of the Ways and Means new draft, and the main question on ordering the bill to a third reading, Messrs. Tran and O'Connor moved that the proposed new draft be amended by inserting after SECTION 48 the following section:-

9.

SECTION . Section 12 of chapter 118E of the General Laws, as appearing in the 2016 Official Edition, is hereby amended by inserting after the ninth paragraph the following two paragraphs:-

The Division shall certify and ensure that all contracted accountable care organizations, contracted health insurers, health plans, health maintenance organizations, and behavioral health management firms and third party administrators under contract to a Medicaid managed care organization or primary care clinician plan provide comparable access to behavioral health services, benefits, and medications in providing medical assistance to recipients.

The Division shall obtain the approval of the Secretary of the Executive Office of Health and Human Services for all behavioral health services, benefits, and medications, including but not limited to policies, protocols, standards, contract specifications, utilization review and utilization management criteria and outcome measurements, used by all contracted accountable care organizations, contracted insurers, health plans, health maintenance organizations, behavioral health management firms and third party administrators under contract to a Medicaid managed care organization or primary care clinician plan.

The amendment was *rejected*.

Messrs. Tarr, Montigny, Welch and Tran, Ms. Moran, Messrs. O'Connor, Fattman and Timilty moved that the proposed new draft be amended in section 65, by inserting after the word "commonwealth", in line 1206, the following words:- " , including, but not limited to, the appropriate level of personal protective equipment at health care facilities to ensure the health of facility personnel and patients,"

10R.

After remarks, the question on adoption of the amendment was determined by a call of the yeas and nays, at twenty-eight minutes before one o'clock P.M., on motion of Mr.

Tarr, as follows, to wit (yeas 38 – nays 0) [**Yeas and Nays No. 200**]:

YEAS.

Barrett, Michael J.	Jehlen, Patricia D.
Boncore, Joseph A.	Keenan, John F.
Brady, Michael D.	Kennedy, Edward J.
Brownsberger, William N.	Lesser, Eric P.
Chandler, Harriette L.	Lewis, Jason M.
Chang-Diaz, Sonia	Lovely, Joan B.
Comerford, Joanne M.	Montigny, Mark C.
Creem, Cynthia Stone	Moore, Michael O.
Crighton, Brendan P.	Moran, Susan L.
Cyr, Julian	O'Connor, Patrick M.
DiDomenico, Sal N.	Pacheco, Marc R.
DiZoglio, Diana	Rausch, Rebecca L.
Eldridge, James B.	Rodrigues, Michael J.
Fattman, Ryan C.	Rush, Michael F.
Feeney, Paul R.	Tarr, Bruce E.
Finegold, Barry R.	Timilty, Walter F.
Friedman, Cindy F.	Tran, Dean A.
Gobi, Anne M.	Velis, John C.
Hinds, Adam G.	Welch, James T. – 38.

NAYS – 0.

ABSENT OR NOT VOTING.

Collins, Nick – **1.**

The yeas and nays having been completed at twenty-one minutes before one o'clock P.M., the amendment was adopted.

Messrs. Tarr, Montigny, Welch and O'Connor moved that the proposed new draft be amended by inserting after section _ the following section:-

14.

“SECTION _ . (a) Notwithstanding any general or special law to the contrary, there shall be a pediatric mental health care task force to undertake a comprehensive analysis of the delivery of pediatric mental health services in the commonwealth and make recommendations to improve the availability, access and cost-effectiveness of such services.

(b) The task force shall consist of the following members or a designee: the secretary of health and human services, who shall serve as chair; the assistant secretary for MassHealth; the commissioner of public health; 2 members to be appointed by the senate president; 2 members to be appointed by the speaker of the house of representatives; 1 member to be appointed by the minority leader of the senate; 1 member to be appointed by the minority leader of the house of representatives; and 8 members to be appointed by the governor, 1 of whom shall be a representative of the Massachusetts Health and Hospital Association, Inc., 1 of whom shall be a representative of the Massachusetts Medical Society, 2 of whom shall be representatives of providers of pediatric mental health, 2 of whom shall be representatives of academic medical institutions and 2 of whom shall be representatives of parents or family members of consumers of pediatric mental health services.

(c) The task force shall submit a report of its findings, together with any proposed legislation, not later than December 31, 2020 to the clerks of the senate and the house of representatives, the joint committee on health care financing and the senate and house committees on ways and means.”

The amendment was *rejected*.

Messrs. Tarr and O'Connor moved that the proposed new draft be amended by inserting the following section:-

15.

"SECTION _ . Notwithstanding any general or special law to the contrary, the executive office of public safety and security, in consultation with the department of mental health and the department of public health, shall examine: (i) the availability of behavioral health screening and preliminary treatment in situations necessitating an emergency response from municipal and state police, firefighters or other public safety personnel; (ii) ways to assist municipal and state police; firefighters and other public safety personnel in behavioral health screening and preliminary treatment in an emergency response; and (iii) incentives to support municipal and state police, firefighters and other public safety personnel in participating in behavioral health screening and treatment.

The executive office of public safety and security shall submit the examination and any recommendations to the clerks of the senate and the house of representatives, the joint committee on public safety and homeland security, the joint committee on mental health, substance use and recovery not later than 90 days after the effective date of this act".

The amendment was *rejected*.

Messrs. Tarr and O'Connor moved that the proposed new draft be amended by inserting the following section:-

16.

"SECTION_ . Notwithstanding any general or special law to the contrary the department of public health shall require acute-care hospitals licensed under 51G to annually report to the department the duration of stay in emergency departments or in a satellite emergency facility. The department shall submit said report to the clerks of the house and senate, and the joint committee on mental health, substance use and recovery no later than 30 days after the submission by the acute-care hospitals".

After remarks, the amendment was *rejected*.

Messrs. Timilty, Velis, Feeney, Keenan, Crighton and Tarr, Ms. Rausch, Messrs. Welch, Cyr and O'Connor and Ms. Lovely moved that the proposed new draft be amended in section 59, by inserting after the word "network", in line 1099, the following words:-"; provided, however, that "noncontracted commercial rate for emergency services" shall not include emergency health care services that are provided by a person or entity licensed by the department of public health pursuant to section 6 of chapter 111C to establish or maintain an ambulance service".

18R.

After remarks, the question on adoption of the amendment was determined by a call of the yeas and nays, at four minutes before one o'clock P.M., on motion of Mr. Timilty, as follows, to wit (yeas 38 – nays 0) [**Yeas and Nays No. 201**]:

YEAS.

- | | |
|--------------------------|-----------------------|
| Barrett, Michael J. | Jehlen, Patricia D. |
| Boncore, Joseph A. | Keenan, John F. |
| Brady, Michael D. | Kennedy, Edward J. |
| Brownsberger, William N. | Lesser, Eric P. |
| Chandler, Harriette L. | Lewis, Jason M. |
| Chang-Diaz, Sonia | Lovely, Joan B. |
| Comerford, Joanne M. | Montigny, Mark C. |
| Creem, Cynthia Stone | Moore, Michael O. |
| Crighton, Brendan P. | Moran, Susan L. |
| Cyr, Julian | O'Connor, Patrick M. |
| DiDomenico, Sal N. | Pacheco, Marc R. |
| DiZoglio, Diana | Rausch, Rebecca L. |
| Eldridge, James B. | Rodrigues, Michael J. |

Fattman, Ryan C.
Feeney, Paul R.
Finegold, Barry R.
Friedman, Cindy F.
Gobi, Anne M.
Hinds, Adam G.

Rush, Michael F.
Tarr, Bruce E.
Timilty, Walter F.
Tran, Dean A.
Velis, John C.
Welch, James T. – 38.

NAYS – 0.

ABSENT OR NOT VOTING.

Collins, Nick – 1.

The yeas and nays having been completed at three minutes past one o'clock P.M., the amendment was adopted.

Messrs. Tran and O'Connor moved that the proposed new draft be amended by inserting in SECTION 70 by inserting in line 1301 after the word growth the following new section: - (xi) any barriers to access for telehealth services and recommendations on ways to expand the use of telehealth services for veterans and seniors. 25.

The amendment was *rejected*.

Messrs. Tarr and O'Connor moved that the proposed new draft be amended by inserting after SECTION 2 the following section:- 27.

"SECTION_. Section 8K of chapter 26 of the General Laws, as appearing in the 2018 Official Edition, is hereby amended by adding the following paragraphs:-

As part of its annual review of health insurance carriers' compliance with state and federal mental health parity provisions, the commissioner of insurance shall require health insurance carriers licensed or authorized to do business under chapters 175, 176A, 176B and 176G to submit utilization reports that document the number of requests, approvals, denials and denial appeals for behavioral health and the number of requests, approvals, denials and denial appeals for non-behavioral health services, and the number of approved out-of-network services for behavioral health services and the number of approved out-of-network services for non-behavioral health services. In creating guidance for these reports, the Division of Insurance shall specify that information be broken down by region and behavioral health service category and shall use this information as part of its evaluation of whether a health carrier's provider network is adequate to provide access to covered behavioral health services.

The commissioner of insurance shall promulgate regulations to define provider reimbursement parity rules that would apply similar rates of reimbursement to evaluation and management office visits whether the evaluation and management office visits were provided by primary care providers or licensed mental health professionals. Under these rules, the commissioner shall require carriers to establish rates of reimbursement, by geographic region, for evaluation and management office visits by licensed behavioral health providers that are no less than the average rates of reimbursement for evaluation and management office visits by licensed primary care providers in the same geographic region during the prior calendar year. The commissioner shall, at least annually, convene a panel of experts from medical and behavioral health specialties to define the list of office visit codes that will be subject to these rules."

The amendment was *rejected*.

Mr. Lewis, Ms. Gobi, Messrs. Eldridge and Welch, Ms. Jehlen, Ms. Rausch, Messrs. Velis, Cyr and O'Connor moved that the proposed new draft be amended in section 71, by striking out, in lines 1319 and 1320, the words “; provided, however, that such telehealth payment rates shall not consider facility fees for distant or originating sites”. 28R2

After remarks, the amendment was adopted.

Mr. Tarr moved that the proposed new draft be amended by adding after SECTION 1 30.

the following:-

"SECTION _ Section 10 of said chapter 12C, as so appearing, is hereby amended by striking out subsection (e) and inserting in place thereof the following:- (e) The center shall under the procedures established by Medicare release at least annually all hospital data including payment and utilization information for services that may be provided in connection with at least the 100 most common inpatient stays. The center may release claims data on at least the 10 most expensive kinds of inpatient stays on average by payer. The center shall release claims data on the 100 most common outpatient procedures. The center may release claims data on the 10 most expensive kinds of outpatient procedures. The center shall release physician, practitioner, and other supplier utilization and payment data that consists of information on services and procedures provided to patients by physicians and other healthcare professionals. The data shall show at least allowed amounts and submitted charges, for those services and procedures by provider. It should allow for comparisons by physician, specialty, location, types of medical services and procedures delivered, payment and submitted charges. Claims for providers that have provided less than five of a certain procedures or service to patients may be excluded by the center. The center shall release claims data on the 100 most commonly prescribed drugs, and the 10 most expensive rugs on average by payer. The center may release any other related claims data the center already collects as part of the categories listed above.

The center shall not be required to build a consumer tool to sort the date, but at a minimum must make it available to the public on their website on an annual basis in a raw but useable form. The center may also incorporate any of the released data listed above into their consumer health information website as established in section 20 of chapter 12C."

After remarks, the amendment was *rejected*.

Messrs. Tarr and Tran, Ms. Moran and Mr. O'Connor moved that the proposed new draft be amended by inserting after SECTION _ the following sections:

31.

"SECTION _ Subsection (a) of section 12 of chapter 12C of the General Laws, as so appearing, is hereby amended by striking out the second paragraph and inserting in place thereof the following paragraph:--

The center shall, to the extent feasible, make data in the payer and provider claims database available to payers and providers in real-time; provided, however, that all data-sharing complies with applicable state and federal privacy laws.

SECTION _ Subsection (b) of said section 12 is hereby amended is hereby amended by striking out the fourth sentence.

SECTION _ Section 20 of said chapter 12C is hereby amended by striking out subsection (b) and inserting in place thereof the following section:--

(b) The website shall provide updated information on a regular basis, but no more than 90 days after data required to post such information has been reported to the center, and additional comparative quality, price and cost information shall be published as determined by the center. To the extent possible, the website shall include: (1) comparative price and cost information for the most common referral or prescribed services, as determined by the center, categorized by payer and listed by facility, provider, and provider organization or other groupings, as determined by the center; (2) comparative quality information from the standard quality measure set and verified by the center, available by facility, provider, provider organization or any other provider grouping, as determined by the center, for each such service or category of service for which comparative price and cost information is provided; (3) general information related to each service or category of service for which comparative information is provided; (4) comparative quality information from the standard quality measure set and verified by the center, available by facility, provider, provider organization or other groupings, as determined by the center,

that is not service-specific, including information related to patient safety and satisfaction; (5) data concerning healthcare-associated infections and serious reportable events reported under section 51H of chapter 111; (6) definitions of common health insurance and medical terms, including, but not limited to, those determined under sections 2715(g) (2) and (3) of the Public Health Service Act, so that consumers may compare health coverage and understand the terms of their coverage; (7) a list of health care provider types, including but not limited to primary care physicians, nurse practitioners and physician assistants, and what types of services they are authorized to perform in the commonwealth under applicable state and federal scope of practice laws; (8) factors consumers should consider when choosing an insurance product or provider group, including, but not limited to, provider network, premium, cost-sharing, covered services, and tiering; (9) patient decision aids, which are interactive, written or audio-visual tools that provide a balanced presentation of the condition and treatment or screening options, benefits and harms, with attention to the patient's preferences and values, and which may facilitate conversations between patients and their health care providers about preference-sensitive conditions or diseases such as chronic back pain, early stage of breast and prostate cancers, hip osteoarthritis, and cataracts; provided, however, that decision aids shall be made available on, but not be limited to, long-term care and supports and palliative care; (10) a list of provider services that are physically and programmatically accessible for people with disabilities; and (11) descriptions of standard quality measures, as determined by the statewide quality advisory committee and verified by the center.

(12) comparative price and cost information for the most common referral or prescribed services, as determined by the center, compared to the price and cost information of other states.

SECTION . Paragraph (1) of subsection (a) of section 4 of Chapter 176J of the General Laws, as amended by section 8 of chapter 3 of the acts of 2013, is hereby amended by inserting after the fifth sentence the following two sentences:--

Upon the request of an eligible small business, a carrier shall provide that group with the claims data for every health benefit plan that it provides to the eligible small business so that the eligible small business can use such data to help control its health care costs.

The amendment was *rejected*.

Messrs. Keenan and Cyr moved that the proposed new draft be amended by adding the following sections:-

36.

SECTION X. Chapter 123 of the general laws is hereby amended by striking out section 11, as appearing in the 2018 official edition, and inserting in place thereof the following section:-

Section 11. Any person retained in a facility under the provisions of paragraph (a) of section ten shall be free to leave such facility at any time, and any parent or guardian who requested the admission of such person may withdraw such person at any time, upon giving written notice to the superintendent. The superintendent may restrict the right to leave or withdraw to normal working hours and weekdays and, in his discretion, may require persons or the parents or guardians of persons to give three days written notice of their intention to leave or withdraw. Where persons or their parents or guardians are required to give three days notice of intention to leave or withdraw, an examination of such persons may be conducted to determine their clinical progress, their suitability for discharge and to investigate other aspects of their case including their legal competency and their family, home or community situation in the interest of discharging them from the facility. Such persons may be retained at the facility beyond the expiration of the three day notice period if, prior to the expiration of the said three day notice period, the superintendent files with the district court a petition for the commitment of such person at the said facility. Before accepting an application for voluntary admission where the superintendent may require

three days written notice of intention to leave or withdraw, the admitting or treating physician or qualified advanced practice registered nurse shall assess the person's capacity to understand that: (i) the person is agreeing to stay or remain at the hospital; (ii) the person is agreeing to accept treatment; (iii) the person is required to provide the facility with three days written advance notice of the person's intention to leave the facility; and (iv) the facility may petition a court for an extended commitment of the person and that he may be held at the facility until the petition is heard by the court. If the physician or qualified advanced practice registered nurse determines that the person lacks the capacity to understand these facts and consequences of hospitalization, the application shall not be accepted.

SECTION X. Chapter 123 of the general laws is hereby amended by striking out section 22, as appearing in the 2018 official edition, and inserting in place thereof the following section:-

Section 22. Physicians, qualified advanced practice registered nurses, qualified psychologists, qualified psychiatric nurse mental health clinical specialists, police officers and licensed independent clinical social workers shall be immune from civil suits for damages for restraining, transporting, applying for the admission of or admitting any person to a facility or the Bridgewater state hospital if the physician, qualified advanced practice registered nurse, qualified psychologist, qualified psychiatric nurse mental health clinical specialist, police officer or licensed independent clinical social workers acts pursuant to this chapter.

After remarks, the amendment was adopted.

Ms. Comerford, Messrs. Hinds, Welch and Cyr, Ms. Moran, Ms. Gobi and Ms. Chang-Diaz moved that the proposed new draft be amended in section 70, by striking out, in line 1294, the word “for” and inserting in place thereof the following words:- “, including access to broadband internet and cellular telephone service, for patients and”. 37.

After remarks, the amendment was adopted.

Ms. Comerford, Ms. Gobi, Messrs. Montigny, Timilty and Moore, Ms. Moran and Mr. O'Connor moved that the proposed new draft be amended in section 28, by inserting after the word “service,” in line 271, the following sentence:- 38.

"If a health care provider that does not participate in the patient's health benefit plan fails to provide the required notifications under this subsection, the provider shall not bill the insured except for any applicable copayment, coinsurance or deductible that would be payable if the insured received such service or services from a participating health care provider under the terms of the insured's health benefit plan."

The amendment was adopted.

Messrs. Lewis and Eldridge, Ms. Jehlen, Ms. Rausch, Mr. Welch, Ms. Moran and Mr. O'Connor moved that the proposed new draft be amended in section 70, by striking out, in line 1299, the words “and (x)” and inserting in place thereof the following words:- “(x) an analysis of any impact of pre-authorization or other utilization management tools on access to care via telehealth and recommendations for appropriate limitations on those tools to ensure access to care; and (xi)”. 40R2

After remarks, the amendment was adopted.

Messrs. Welch and Moore and Ms. Moran moved that the proposed new draft be amended in section 28, by inserting, in line 213, following the word “treatment”: – 45.

“; provided, however, that if the health care provider's status as participating in the patient's health benefit plan changes during a continued course of treatment, the health care provider shall inform a patient of this change in status”.

After remarks, the amendment was adopted.

Messrs. Tarr and O'Connor move that the proposed new draft be amended by inserting after section _ the following:- 46.

"SECTION_. There shall be, subject to appropriation, a pilot program administered by the executive office of health and human services to provide for reimbursement for case management for patients with behavioral health issues.

The executive office of health and human services shall submit within 30 days of the conclusion of the pilot program the results of said pilot program along with any recommendations to the joint committee on mental health, substance use and recovery, the joint committee on health care financing, and the clerks of the house and senate".

The amendment was *rejected*.

Messrs. Tarr and O'Connor moved that the proposed new draft be amended by inserting the following section:-

47.

"SECTION_. Notwithstanding any general or special law to the contrary the executive office of health and human services in consultation with the division of insurance shall ensure that there is parity for access to mental health with telehealth"

After remarks, the amendment was *rejected*.

Messrs. Welch, Lesser, Velis and Timilty, Ms. Jehlen, Ms. Rausch, Messrs. Cyr, O'Connor, Montigny and DiDomenico moved that the proposed new draft be amended in section 1, by striking out, in line 24, the word "The", the first time it appears, and inserting in place thereof the following words:- "In developing its recommendations, the commission shall determine that the recommended rates do not have a negative impact on the delivery of care by health care providers predominately serving communities that experience health disparities as a result of race, ethnicity, socioeconomic status or other status as determined by the commission. The".

52R.

After remarks, the amendment was adopted.

Mr. Fattman moved that the proposed new draft be amended in section 70, by inserting after the word "services", in line 1299, the following words:- "including, but not limited to, the safe and appropriate provision of telehealth services by health care professionals licensed and residing in other states".

53R.

The amendment was adopted.

Mr. Fattman moved that the proposed new draft be amended in section 3, in lines 75 and 76, by striking out the words "including, but not limited to, text messaging, application-based communications and online adaptive interviews,"; and

54.

In said section 3, in lines 78 and 79, by striking out the words "; provided, however, that "telehealth" may include text-only email when it occurs for the purpose of patient management in the context of a pre-existing physician-patient relationship."; and

In section 49, in lines 686 and 687, the words "including, but not limited to, text messaging, application-based communications and online adaptive interviews,"; and

In said section 49, in lines 689 and 609, by striking out the words "; provided, however, that "telehealth" may include text-only email when it occurs for the purpose of patient management in the context of a pre-existing physician-patient relationship."; and

In section 52, in lines 906 and 907, by striking out the words "including, but not limited to, text messaging, application-based communications and online adaptive interviews,"; and

In said section 52, in lines 909 and 910, by striking out the words "; provided, however, that "telehealth" may include text-only email when it occurs for the purpose of patient management in the context of a pre-existing physician-patient relationship."; and

In section 53, in lines 947 and 948, by striking out the words "including, but not limited to, text messaging, application-based communications and online adaptive interviews,"; and

In said section 53, in lines 950 and 951, by striking out the words "; provided, however, that "telehealth" may include text-only email when it occurs for the purpose of patient management in the context of a pre-existing physician-patient relationship."; and

In section 54, in lines 981 and 982, by striking out the words “including, but not limited to, text messaging, application-based communications and online adaptive interviews,”; and

In said section 54, in lines 984 and 985, by striking out the words “; provided, however, that “telehealth” may include text-only email when it occurs for the purpose of patient management in the context of a pre-existing physician-patient relationship.”; and

In section 56, in lines 1052 and 1053, by striking out the words “including, but not limited to, text messaging, application-based communications and online adaptive interviews,”; and

In said section 56, in lines 1055 and 1056, by striking out the words “; provided, however, that “telehealth” may include text-only email when it occurs for the purpose of patient management in the context of a pre-existing physician-patient relationship.”; and

In section 66, in lines 1236 and 1238, by striking out the words “including, but not limited to, text messaging, application-based communications and online adaptive interviews,”; and

In said section 66, in lines 1240 and 1241, by striking out the words “; provided, however, that “telehealth” may include text-only email when it occurs for the purpose of patient management in the context of a pre-existing physician-patient relationship.”.

The amendment was *rejected*.

Messrs. Cyr and Welch, Ms. Moran and Mr. O'Connor moved that the proposed new draft be amended in section 65, by striking out, in line 1209, the word “and (iii)” and inserting in place thereof the following words:-

55R.

“(iii) an analysis of the impact of COVID-19 on the health care workforce and on health care provider efforts to plan and invest in worker readiness, including, but not limited to, the engagement of the workforce; and (iv)”.

After remarks, the amendment was adopted.

Messrs. Feeney, Timilty and Welch, Ms. Moran and Mr. O'Connor moved that the proposed new draft be amended by striking out, in section 63, subsection (g) of proposed section 29 of chapter 176O, and inserting in place thereof the following:-

57.

(g) The attorney general shall have the authority to conduct investigations of alleged violations of this section pursuant to section 5 of chapter 175H or section 6 of chapter 93A. The attorney general may enforce this section by bringing an action pursuant to section 4 or said section 5 of said chapter 175H, or section 4 of chapter 93A.

After remarks, the amendment was adopted.

Messrs. Tarr and Timilty, Ms. Moran and Mr. O'Connor moved that the proposed new draft be amended in section 70, by striking out, in line 1299, the words “the appropriate relationship of” and inserting in place thereof the following word:- “appropriate”; and

59R.

in said section 70, by striking the last sentence and inserting in place thereof the following sentence:- “The report, along with a suggested plan to implement its recommendations, in order to maximize access, quality of care and cost savings shall be submitted to the joint committee on health care financing and the house and senate committees on ways and means not later than December 31, 2022; provided that not later than December 31, 2021, the commission shall present an interim estimate of the fiscal impact of telehealth use in the commonwealth.”.

After remarks, the amendment was adopted.

Ms. Moran, Messrs. Eldridge, Pacheco, Cyr, Welch and O'Connor and Ms. Rausch moved that the proposed new draft be amended in section 65, by striking out, in line 1209, the words “and (iii)” and inserting in place thereof the following words:-

60R.

“(iii) an examination of the closures of services classified as essential by the department of public health or other relevant agency, the impact that the loss of such essential services have had on access to and the quality of health care services to the

communities affected by the closure of such essential services and the efficacy of existing standards and requirements intended to maintain such essential services; and (iv)”.

After remarks, the question on adoption of the amendment was determined by a call of the yeas and nays, at eighteen minutes past two o’clock P.M., on motion of Ms. Friedman, as follows, to wit (yeas 38 – nays 0) [**Yeas and Nays No. 202**]:

YEAS.

Barrett, Michael J.	Jehlen, Patricia D.
Boncore, Joseph A.	Keenan, John F.
Brady, Michael D.	Kennedy, Edward J.
Brownsberger, William N.	Lesser, Eric P.
Chandler, Harriette L.	Lewis, Jason M.
Chang-Diaz, Sonia	Lovely, Joan B.
Comerford, Joanne M.	Montigny, Mark C.
Creem, Cynthia Stone	Moore, Michael O.
Crichton, Brendan P.	Moran, Susan L.
Cyr, Julian	O'Connor, Patrick M.
DiDomenico, Sal N.	Pacheco, Marc R.
DiZoglio, Diana	Rausch, Rebecca L.
Eldridge, James B.	Rodrigues, Michael J.
Fattman, Ryan C.	Rush, Michael F.
Feeney, Paul R.	Tarr, Bruce E.
Finegold, Barry R.	Timilty, Walter F.
Friedman, Cindy F.	Tran, Dean A.
Gobi, Anne M.	Velis, John C.
Hinds, Adam G.	Welch, James T. – 38.

NAYS – 0.

ABSENT OR NOT VOTING.

Collins, Nick – **1.**

The yeas and nays having been completed at twenty-four minutes past two o’clock P.M., the amendment was adopted.

Mr. Tarr moved that the proposed new draft be amended by inserting the following section:-

62.

"SECTION_. The masshealth program shall develop, promulgate, and maintain the necessary regulations to allow for psychopharmacology assessment, evaluation and treatment services and psychotherapy services to be compensated when provided at separate times during the same day, provided further that each such instance of service delivery is properly documented does not represent duplication or redundancy, and services to maximize cost-effective treatment and case management"

After remarks, the amendment was *rejected*.

Mr. Tarr moved that the proposed new draft be amended by inserting the text of Senate document numbered 2791.

65R2.

After remarks, the amendment was *rejected*.

Messrs. Barrett and Eldridge, Ms. Moran, Mr. O'Connor and Ms. Rausch moved that the proposed new draft be amended in section 3, in proposed subsection (b) of section 30 of chapter 32A of the General Laws, by adding the following sentence:- “Coverage shall not be limited to services delivered by third-party providers.”; and

68R.

in section 49, in proposed subsection (b) of section 79 of chapter 118E of the General Laws, by adding the following sentence:- “Coverage shall not be limited to services delivered by third-party providers.”; and

in section 52, in proposed subsection (b) of section 47CC of chapter 175 of the General Laws, by adding the following sentence:- “Coverage shall not be limited to services delivered by third-party providers.”; and

in section 53, in proposed subsection (b) of section 38 of chapter 176A of the General Laws, by adding the following sentence:- “Coverage shall not be limited to services delivered by third-party providers.”; and

in section 54, in proposed subsection (b) of section 25 of chapter 176B of the General Laws, by adding the following sentence:- “Coverage shall not be limited to services delivered by third-party providers.”; and

in section 55, in proposed subsection (b) of section 33 of chapter 176G of the General Laws, by adding the following sentence:- “Coverage shall not be limited to services delivered by third-party providers.”; and

in section 56, in proposed subsection (b) of section 13 of chapter 176I of the General Laws, by adding the following sentence:- “Coverage shall not be limited to services delivered by third-party providers.”.

After remarks, the amendment was adopted.

Messrs. Barrett, Eldridge, Welch and O'Connor, Ms. Rausch and Ms. Gobi move that the proposed new draft be amended in section 70, by inserting after the word “providers”, in line 1294, the following words:- “, cost and availability of technology infrastructure for patients, equity in access for low-income patients, patient choice of providers offering telehealth services”.

70R.

After remarks, the amendment was adopted.

Mr. Rodrigues moves that the proposed new draft be amended in section 32, by striking out, in line 302, the first time it appears, the word “licensed”; and

63R.

in section 50, by striking out, in lines 727 and 728, the words “a qualified nurse practitioner” and inserting in place thereof the following words:- “an advanced practice registered nurse”; and

in section 51, by striking out, in line 859, the words “or qualified advanced practice registered nurse”; and

in section 67, by inserting after the word “board”, in line 1242, the following words:- “of registration in dentistry”.

The amendment was adopted.

The Ways and Means amendment, as amended, was then adopted.

The bill, as amended, was then ordered to a third reading and read a third time.

The question on passing the bill to be engrossed was determined by a call of the yeas and nays at twenty-two minutes before three o'clock P.M., on motion of Ms. Friedman, as follows to wit (yeas 38 – nays 0) **[Yeas and Nays No. 203]:**

YEAS.

Barrett, Michael J.
Boncore, Joseph A.
Brady, Michael D.
Brownsberger, William N.
Chandler, Harriette L.
Chang-Diaz, Sonia
Comerford, Joanne M.
Creem, Cynthia Stone
Crighton, Brendan P.
Cyr, Julian
DiDomenico, Sal N.
DiZoglio, Diana

Jehlen, Patricia D.
Keenan, John F.
Kennedy, Edward J.
Lesser, Eric P.
Lewis, Jason M.
Lovely, Joan B.
Montigny, Mark C.
Moore, Michael O.
Moran, Susan L.
O'Connor, Patrick M.
Pacheco, Marc R.
Rausch, Rebecca L.

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Eldridge, James B.
Fattman, Ryan C.
Feeney, Paul R.
Finegold, Barry R.
Friedman, Cindy F.
Gobi, Anne M.
Hinds, Adam G.

Rodrigues, Michael J.
Rush, Michael F.
Tarr, Bruce E.
Timilty, Walter F.
Tran, Dean A.
Velis, John C.
Welch, James T. – **38.**

NAYS – 0.

ABSENT OR NOT VOTING.

Collins, Nick – **1.**

The yeas and nays having been completed at a quarter before three o'clock P.M., the bill was passed to be engrossed. [For text of Senate amendment, printed as amended, see Senate, No. 2796].

Sent to the House for concurrence.

PAPER FROM THE HOUSE.

Engrossed Bill.

An engrossed Bill making certain appropriations for fiscal year 2021 before final action on the General Appropriation Bill (see House, No. 4806) (which originated in the House), **having been certified by the Senate Clerk to be rightly and truly prepared for final passage, was passed to be enacted and signed by the Acting President (Mr. Rush) and laid before the Governor for his approbation.**

Bill laid before
Governor.

Moment of Silence.

At the request of the Chair (Mr. Rush), the members, guests and staff stood in a moment of silence and reflection to the memory of Aubri Esters.

Moment of silence.

PAPERS FROM THE HOUSE.

A Bill financing improvements to municipal roads and bridges (House, No. 4803,-- on petition),--was read.

Roads and bridges.

There being no objection, the rules were suspended, on motion of Mr. Rodrigues, and the bill was read a second time.

Pending the question on ordering the bill to a third reading, Mr. Boncore moved that the bill be amended by adding the following section:-

“SECTION 5. Section 3 shall take effect as of June 30, 2020.”.

After remarks, the amendment was adopted.

The bill, as amended, was then ordered to a third reading, read a third time and passed to be engrossed, in concurrence, with the amendment.

Sent to the House for concurrence in the amendment.

The Senate Bill to preserve the Schooner Ernestina-Morrissey (Senate, No. 2328),-- came from the House passed to be engrossed, in concurrence *with an amendment*, striking out all after the enacting clause and inserting in place thereof the text contained in House document numbered 4804.

Schooner Ernestina-
Morrissey.

The rules were suspended, on motion of Mr. Brady, and the House amendment was considered forthwith and adopted, in concurrence.

A Bill relative to the historic curatorship program in the town of Hamilton (House, No. 4193,-- on petition) [Local approval received],-- was read.

Hamilton,--
curatorship program.

UNCORRECTED PROOF.

There being no objection, the rules were suspended, on motion of Mr. Timilty, and the bill was read a second time and ordered to a third reading.

A Bill to amend the charter of the city of Greenfield (House, No. 4329,-- on petition) [Local approval received],-- was read.

Greenfield,-- charter.

There being no objection, the rules were suspended, on motion of Mr. Cyr, and the bill was read a second time and ordered to a third reading.

A Bill making the charter of the Town of Sudbury gender neutral (House, No. 4388,-- on petition) [Local approval received],-- was read.

Sudbury,-- charter.

There being no objection, the rules were suspended, on motion of Mr. Boncore, and the bill was read a second time and ordered to a third reading.

A Bill authorizing the town of Hadley to transfer the care and control of park land in the town of Hadley to the board of selectmen (House, No. 4589, amended,-- on petition) [Local approval received],-- was read.

Hadley,-- land transfer.

There being no objection, the rules were suspended, on motion of Ms. Friedman, and the bill was read a second time and ordered to a third reading.

Orders.

The following House Orders (severally approved by the committees on Rules of the two branches, acting concurrently) were considered as follows:

Ordered, That, notwithstanding the provisions of Joint Rule 10, the committee on Health Care Financing be granted until Thursday, December 31, 2020 within which time to make its final report on all matters referred to them.

Health Care Financing,-- extension order.

The rules were suspended, on motion of Ms. Friedman, and, after remarks, the order (House, No. 4800) was considered forthwith and rejected.

Ordered, That, notwithstanding the provisions of Joint Rule 10, the committee on Public Safety and Homeland Security be granted until Wednesday, July 15, 2020 within which time to make its final report on current House documents numbered 3573 and 4611.

Public Safety and Homeland Security,-- extension order.

The rules were suspended, on motion of Mr. Brady, and, after remarks, the order (House, No. 4763) was considered forthwith and adopted, in concurrence.

Ordered, That, notwithstanding the provisions of Joint Rule 10, the committee on Labor and Workforce Development be granted until Friday, July 3, 2020 within which time to make its final report on current Senate document numbered 2701, and House documents numbered 4192 and 4700.

Labor and Workforce Development,-- extension order.

The rules were suspended, on motion of Ms. Friedman, and, after remarks, the order (House, No. 4770) was considered forthwith and adopted, in concurrence.

Reports of a Committee.

The following reports were laid before the Senate, the time within which the said committee was required to report having expired:--

Of the committee on Health Care Financing, ought NOT to pass (under Joint Rule 10), on the Bill allowing spouses to serve as caregivers (Senate, No. 28).

Spouses,-- paid caregivers.

There being no objection, the rules were suspended, on motion of Ms. Friedman, and the matter was considered forthwith, the question being on rejection (under Joint Rule 10).

The Senate refused to reject the bill.

The bill (Senate, No. 28) was read and, on motion of Mr. Brady, was referred to

the committee on Ways and Means.

Of the committee on Health Care Financing, ought NOT to pass (under Joint Rule 10), on the Bill relative to disclosing continuing care retirement community entrance fees (Senate, No. 368, changed).

Retirement homes,--
entrance fee.

There being no objection, the rules were suspended, on motion of Ms. Friedman, and the matter was considered forthwith, the question being on rejection (under Joint Rule 10).

The Senate refused to reject the bill.

The bill (Senate, No. 368, changed) was read and, on motion of Mr. Brady, was referred to the committee on Ways and Means.

Of the committee on Health Care Financing, ought NOT to pass (under Joint Rule 10), on the Bill relative to reserving beds in nursing homes during certain leaves of absence (Senate, No. 372).

Nursing homes,--
resident beds.

There being no objection, the rules were suspended, on motion of Ms. Friedman, and the matter was considered forthwith, the question being on rejection (under Joint Rule 10).

The Senate refused to reject the bill.

The bill (Senate, No. 372) was read and, on motion of Mr. Brady, was referred to the committee on Ways and Means.

Of the committee on Health Care Financing, ought NOT to pass (under Joint Rule 10), on the Bill to promote healthy communities and the environment (Senate, No. 1216).

Healthy
communities,--
promote and assess.

There being no objection, the rules were suspended, on motion of Ms. Friedman, and the matter was considered forthwith, the question being on rejection (under Joint Rule 10).

The Senate refused to reject the bill.

The bill (Senate, No. 1216) was read and, on motion of Mr. brady, was referred to the committee on Ways and Means.

Of the committee on Health Care Financing, ought NOT to pass (under Joint Rule 10), on the Bill relative to HIV prevention access for young adults (Senate, No. 1237).

HIV prevention,--
access.

There being no objection, the rules were suspended, on motion of Ms. Friedman, and the matter was considered forthwith, the question being on rejection (under Joint Rule 10).

The Senate refused to reject the bill.

The bill (Senate, No. 1237) was read and, on mtion of Mr. Brady, was referred to the committee on Ways and Means.

Of the committee on Health Care Financing, ought NOT to pass (under Joint Rule 10), on the Bill to improve access to family physicians (Senate, No. 1282).

Physicians,-- grant
program.

There being no objection, the rules were suspended, on motion of Ms. Friedman, and the matter was considered forthwith, the question being on rejection (under Joint Rule 10).

The Senar refused to reject the bill.

The bill (Senate, No. 1282) was read and, on motion of Mr. Brady, was referred to the committee on Ways and Means.

Of the committee on Health Care Financing, ought NOT to pass (under Joint Rule 10), on the Bill relative to out-of-hospital birth access and safety (Senate, No. 1332).

Midwifery,-- board
of registration.

There being no objection, the rules were suspended, on motion of Ms. Friedman, and the matter was considered forthwith, the question being on rejection (under Joint Rule 10).

The Senate refused to reject the bill.

The bill (Senate, No. 1332) was read and, on motion of Mr. Brady, was referred

to the committee on Ways and Means.

Of the committee on Health Care Financing, ought NOT to pass (under Joint Rule 10), on the Bill to protect access to invaluable, economical and necessary treatments (Senate, No. 2364).

Emergency services,-
- rates.

There being no objection, the rules were suspended, on motion of Ms. Friedman, and the matter was considered forthwith, the question being on rejection (under Joint Rule 10).

The Senate refused to reject the bill.

The bill (Senate, No. 2364) was read and, on motion of Mr. Brady, was referred to the committee on Ways and Means.

Of the committee on Health Care Financing, ought NOT to pass (under Joint Rule 10), on the Bill promoting continuity of care for Multiple Sclerosis treatment (Senate, No. 2660).

Multiple sclerosis,--
treatment.

There being no objection, the rules were suspended, on motion of Ms. Friedman, and the matter was considered forthwith, the question being on rejection (under Joint Rule 10).

The Senate refused to reject the bill.

The bill (Senate, No. 2660) was read and, on motion of Mr. Brady, was referred to the committee on Ways and Means.

Of the committee on Health Care Financing, ought NOT to pass (under Joint Rule 10), on the Bill relative to acupuncture detoxification specialists (Senate, No. 2698).

Acupuncture,--
detoxification
specialist.

There being no objection, the rules were suspended, on motion of Ms. Friedman, and the matter was considered forthwith, the question being on rejection (under Joint Rule 10).

The Senate refused to reject the bill.

The bill (Senate, No. 2698) was read and, on motion of Mr. Brady, was referred to the committee on Ways and Means.

Of the committee on Health Care Financing, ought NOT to pass (under Joint Rule 10), on the Bill relative to preventing overdose deaths and increasing access to treatment (Senate, No. 2717).

Supervised injection
sites.

There being no objection, the rules were suspended, on motion of Ms. Friedman, and the matter was considered forthwith, the question being on rejection (under Joint Rule 10).

The Senate refused to reject the bill.

The bill (Senate, No. 2717) was read and, on motion of Mr. Brady, was referred to the committee on Ways and Means.

Of the committee on Health Care Financing, ought NOT to pass (under Joint Rule 10), on the Bill relative to insurance coverage for PANDAS/PANS (Senate, No. 613).

Insurance,--
PANDAS/PANS.

There being no objection, the rules were suspended, on motion of Ms. Friedman, and the matter was considered forthwith, the question being on rejection (under Joint Rule 10).

The Senate refused to reject the bill.

The bill (Senate, No. 613) was read and, on motion of Mr. Brady, was referred to the committee on Ways and Means.

Of the committee on Health Care Financing, ought NOT to pass (under Joint Rule 10), on the petition (accompanied by bill, Senate, No. 672) of Julian Cyr, Timothy R. Whelan, Walter F. Timilty, Mary S. Keefe and other members of the General Court for legislation relative to the closing of hospital essential services.

Hospital services,--
closing.

There being no objection, the rules were suspended, on motion of Ms. Friedman, and the matter was considered forthwith.

On further motion of Mr. Brady, the bill was substituted for the report of the committee.

The bill (Senate, No. 672) was read and, under Senate Rule 27, was referred to the committee on Ways and Means.

Of the committee on Health Care Financing, ought NOT to pass (under Joint Rule 10), on the petition (accompanied by bill, Senate, No. 675) of Julian Cyr, Jason M. Lewis, Thomas M. Stanley, Christina A. Minicucci and other members of the General Court for legislation to establish a community health center transition fund.

Community health center,-- fund.

There being no objection, the rules were suspended, on motion of Ms. Friedman, and the matter was considered forthwith.

On further motion of Mr. Brady, the bill was substituted for the report of the committee.

The bill (Senate, No. 675) was read and, under Senate Rule 27, was referred to the committee on Ways and Means.

Of the committee on Health Care Financing, ought NOT to pass (under Joint Rule 10), on the petition (accompanied by bill, Senate, No. 677) of Sal N. DiDomenico, Jason M. Lewis, Joanne M. Comerford, José F. Tosado and other members of the General Court for legislation to ensure equitable health coverage for children.

Health insurance coverage,-- children.

There being no objection, the rules were suspended, on motion of Ms. Friedman, and the matter was considered forthwith.

On further motion of Mr. Brady, the bill was substituted for the report of the committee.

The bill (Senate, No. 677) was read and, under Senate Rule 27, was referred to the committee on Ways and Means.

Of the committee on Health Care Financing, ought NOT to pass (under Joint Rule 10), on the petition (accompanied by bill, Senate, No. 680) of Sal N. DiDomenico, Mike Connolly, Kay Khan, Paul R. Feeney and other members of the General Court for legislation relative to children with medical complexity.

Children,-- medical complexity.

There being no objection, the rules were suspended, on motion of Ms. Friedman, and the matter was considered forthwith.

On further motion of Mr. Brady, the bill was substituted for the report of the committee.

The bill (Senate, No. 680) was read and, under Senate Rule 27, was referred to the committee on Ways and Means.

Of the committee on Health Care Financing, ought NOT to pass (under Joint Rule 10), on the petition (accompanied by bill, Senate, No. 682) of Diana DiZoglio, Patrick M. O'Connor and Shaunna L. O'Connell for legislation to increase access to urgent care centers.

MassHealth,-- urgent care access.

There being no objection, the rules were suspended, on motion of Ms. Friedman, and the matter was considered forthwith.

On further motion of Mr. Brady, the bill was substituted for the report of the committee.

The bill (Senate, No. 682) was read and, under Senate Rule 27, was referred to the committee on Ways and Means.

Of the committee on Health Care Financing, ought NOT to pass (under Joint Rule 10), on the petition (accompanied by bill, Senate, No. 685) of Cindy F. Friedman for legislation relative to accountable care.

Accountable care.

There being no objection, the rules were suspended, on motion of Ms. Friedman, and the matter was considered forthwith.

On further motion of Mr. Brady, the bill was substituted for the report of the committee.

The bill (Senate, No. 685) was read and, under Senate Rule 27, was referred to the committee on Ways and Means.

Of the committee on Health Care Financing, ought NOT to pass (under Joint Rule 10), on the petition (accompanied by bill, Senate, No. 701) of Jason M. Lewis, Kay Khan and Jack Patrick Lewis for legislation relative to the governance of the Health Policy Commission.

Health Policy Commission,-- appointments.

There being no objection, the rules were suspended, on motion of Ms. Friedman, and the matter was considered forthwith.

On further motion of Mr. Brady, the bill was substituted for the report of the committee.

The bill (Senate, No. 701) was read and, under Senate Rule 27, was referred to the committee on Ways and Means.

Of the committee on Health Care Financing, ought NOT to pass (under Joint Rule 10), on the petition (accompanied by bill, Senate, No. 723) of Bruce E. Tarr for legislation to empower patients and entrepreneurs with real transparency on cost.

Patients,-- cost transparency.

There being no objection, the rules were suspended, on motion of Ms. Friedman, and the matter was considered forthwith.

On further motion of Mr. Brady, the bill was substituted for the report of the committee.

The bill (Senate, No. 723) was read and, under Senate Rule 27, was referred to the committee on Ways and Means.

Of the committee on Health Care Financing, ought NOT to pass (under Joint Rule 10), on the petition (accompanied by bill, Senate, No. 735) of James T. Welch for legislation relative to structural health care oversight and reform.

Health care,-- reform.

There being no objection, the rules were suspended, on motion of Ms. Friedman, and the matter was considered forthwith.

On further motion of Mr. Brady, the bill was substituted for the report of the committee.

The bill (Senate, No. 735) was read and, under Senate Rule 27, was referred to the committee on Ways and Means.

Of the committee on Health Care Financing, ought NOT to pass (under Joint Rule 10), on the Bill to promote public health through the prevention and wellness trust fund (Senate, No. 1293).

Prevention and wellness trust fund.

There being no objection, the rules were suspended, on motion of Ms. Friedman, and the matter was considered forthwith.

On further motion of Mr. Brady, the bill was substituted for the report of the committee.

The bill (Senate, No. 1293) was read and, under Senate Rule 27, was referred to the committee on Ways and Means.

PAPER FROM THE HOUSE.

United States Cadet
Nurse Corps Day.

The Senate Bill designating United States Cadet Nurse Corps Day (Senate, No. 2178, amended),-- came from the House with the endorsement that the House had concurred with the Senate further amendment, in section 2 (inserted by amendment by the House) by adding the following sentence:- “The Friends of the United States Cadet Nurse Corps WWII shall be responsible for the funding of the plaque.”, with a still further amendment 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 the United States Cadet Nurse Corps Day, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

The rules were suspended, on motion of Mr. Brady, and the still further House amendment was adopted, in concurrence.

Order.

Mr. Rodrigues offered the following order, to wit

Ordered, That notwithstanding Senate Rule 7 or any other rule to the contrary, the House Bill making appropriations for the fiscal year 2020 to authorize certain COVID-19 spending in anticipation of federal reimbursement (House, No. 4808) (the committee on Ways and Means having recommended that the bill be amended by substituting a new text with the same title, Senate, No. 2789) shall be placed in the Orders of the Day for a second reading on Thursday, July 2, 2020.

Procedural Order.

All amendments shall be filed electronically in the office of the Clerk of the Senate by 4:00 P.M., on Tuesday, June 30, 2020. All such amendments shall be second reading-amendments to the Senate Ways and Means new draft (Senate, No. 2789), but further amendments in the third degree to such amendments shall be in order. The Clerk shall further specify the procedure and format for filing all amendments, consistent with this order.

After the bill as amended is ordered to a third reading, it shall immediately be read a third time and the question shall then immediately be on passing it to be engrossed, and no amendments shall be in order at the third reading of the bill unless recommended by the committee on Bills in the Third Reading.

The rules were suspended, on motion of Mr. Brady, and the order was considered forthwith and adopted.

The bill will be placed in the Orders of the Day for Thursday, July 2, 2020, for a second reading with the amendment pending.

Order.

Mr. Rodrigues offered the following order, to wit

Ordered, That notwithstanding Senate Rule 7 or any other rule to the contrary, the House Bill financing the general governmental infrastructure of the Commonwealth (House, No. 4733) (the committee on Ways and Means having recommended that the bill be amended by substituting a new text with the same title, Senate, No. 2790) shall be placed in the Orders of the Day for a second reading on Thursday, July 2, 2020.

Procedural Order.

All amendments shall be filed electronically in the office of the Clerk of the Senate by 4:00 P.M., on Tuesday, June 30, 2020. All such amendments shall be second reading-amendments to the Senate Ways and Means new draft (Senate, No. 2790), but further amendments in the third degree to such amendments shall be in order. The Clerk shall further specify the procedure and format for filing all amendments, consistent with this

order.

After the bill as amended is ordered to a third reading, it shall immediately be read a third time and the question shall then immediately be on passing it to be engrossed, and no amendments shall be in order at the third reading of the bill unless recommended by the committee on Bills in the Third Reading.

The rules were suspended, on motion of Mr. Brady, and the order was considered forthwith and adopted.

The bill will be placed in the Orders of the Day for Thursday, July 2, 2020, for a second reading with the amendment pending.

Order Adopted.

On motion of Mr. Brady,--

Ordered, That when the Senate adjourns today, it adjourn to meet again on Monday next at eleven o'clock A.M., and the Clerk be directed to dispense with the printing of a calendar.

Time of meeting.

Adjournment in Memory of Aubri Esters.

The Senators from Suffolk, Ms. Chang-Diaz, Norfolk and Plymouth, Mr. Keenan, the Senator from Middlesex, Ms. Friedman and Cape and Islands, Mr. Cyr moved that when the Senate adjourns today it do so in memory of Aubri Esters.

Aubri Esters passed away suddenly the week of June 8, 2020, at the age of 35. She leaves in her wake a powerful legacy advocating for people who use drugs, and her passing is a profound loss to her family, friends, colleagues and an entire community of activists.

Aubri was born in Beverly, Massachusetts and spent over 14 years as a radical activist in Boston and across Massachusetts. She was a transgender woman whose work focused on centering the lived experiences of people who use drugs and those experiencing homelessness, forcing people into the uncomfortable space of truly recognizing the humanity of those so often forgotten or oppressed.

In her own words, she acknowledged that “part of the problem is that there’s so much shame and stigma in talking about drug use and people identifying as a drug user, that people isolate and they isolate their use, they isolate themselves. Isolated selves and isolated use often leads to accidental overdose – as we’re seeing in Massachusetts”. To this end, she was unabashed in talking about her own previous chaotic relationship to substances and her current experiences on long-term opioid agonist therapy and using and injecting drugs.

Aubri was proud of her work co-founding SIFMA Now!, or Supervised Injection Facilities for Massachusetts Now!, which advocates for safe spaces where drugs can be legally consumed under supervision. She was also Secretary for the Boston Users Union, organizing Boston-area people who use drugs.

She dutifully served the Commonwealth as a member of the Harm Reduction Commission, and was currently working on a project looking at how COVID-19 has impacted those struggling with substance use disorder.

She came before this Legislature many times, testifying in favor of policies and interventions to reduce the harms of drug use, including through the safe supply of opioids, reforms to the current treatment of opioid use disorder including the delivery of methadone and buprenorphine, and the establishment of supervised consumption facilities.

Her dedication to truth and justice was unrelenting, and her contributions to the fields of public health policy, harm reduction, and organizing will not soon be forgotten. Her friends and family remember her for her deep love for her cat, Matilda, and her deep

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disdain for early mornings.

She will be dearly missed.

Accordingly, as a mark of respect to the memory of Aubri Esters, at twelve minutes past four o'clock P.M., on motion of Mr. Tarr, the Senate adjourned to meet again on Monday next at eleven o'clock A.M.