

**The Commonwealth of Massachusetts**

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**JOURNAL OF THE SENATE.**



**THURSDAY, JULY 29, 2021**

JOURNAL OF THE SENATE

Thursday, July 29, 2021.

Met at twenty-five minutes before one o'clock P.M.

The President, 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: Communications from the Honorable Karen E. Spilka, President of the Senate, announcing the following appointments:

Ms. Diane Lucente (pursuant to Section 26 of Chapter 260 of the Acts of 2020) to the Rare Disease Advisory Council (received July 26, 2021); and

Rare Disease Advisory Council.

Senators Brendan P. Crighton and John J. Cronin (pursuant to Section 214 of Chapter 6 of the General Laws) to the Selection Committee for the Madeline Amy Sweeney Award for Civilian Bravery (received July 26, 2021);

Madeline Amy Sweeney Award for Civilian Bravery.

Communication from the Department of Children and Families (pursuant to item 4000-0051 of Section 2 of Chapter 227 of the Acts of 2020) submitting its 2020 Family Resource Center Network Program Evaluation Report (received July 27, 2021);

DCF,-- FRC report. SD2715

Communication from the Department of Public Health relative to its plans of correction for the Massachusetts Treatment Center inspection on June 23 and 24, 2021 and Old Colony Correctional Center inspection on May 11 and 12, 2021 (received July 28, 2021); and

DPH,-- plans of correction. SD2717

Communication from the Joint Committee on Housing (under the provisions of Joint Rule 1) submitting its adopted rules of procedure for said committee for the 2021-2022 legislative session (received July 29, 2021).

Housing,-- committee rules.

Report.

Report of the Department of Public Health (pursuant to Sections 5, 20 and 21 of Chapter 111 of the General Laws) relative to inspection of MCI Concord (received July 27, 2021),-- was placed on file.

DPH,-- facility inspection. SD2718

Petition.

Ms. Lovely presented a petition (accompanied by bill) (subject to Joint Rule 12) of Joan B. Lovely for legislation relative to banning child sex dolls,-- and the same was referred, under Senate Rule 20, to the committees on Rules of the two branches, acting concurrently.

Child sex dolls. SD2716

Reports of Committees.

By Mr. Lewis, for the committee on Education, on petition, a Bill relative to the administration of diabetes medication (Senate, No. 335);

Diabetes,-- glucagon.

Referred, under Joint Rule 1E, to the committee on Health Care Financing.

By Mr. Lewis, for the committee on Education, on petition, a Bill to promote student

Student nutrition.

nutrition (Senate, No. 298);

By the same Senator, for the same committee, on petition, a Bill to establish food allergy plans (Senate, No. 299); and

By Mr. Boncore, for the committee on Transportation, on petition, a Bill relative to gender identity on Massachusetts identification (Senate, No. 2282);

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

By Mr. Boncore, for the committee on Transportation, on petition, a Bill relative to year of manufacture registration plates (Senate, No. 2330);

**Read and, under Senate Rule 26, referred to the committee on Rules.**

PAPERS FROM THE HOUSE.

The following petitions, having been timely filed by 5 o'clock P.M. on February 19, 2021, were referred in concurrence as follows:

Petition (accompanied by bill, House, No. 4026) of Russell E. Holmes relative to requiring informed consent for marijuana testing at certain health care facilities;

**To the committee on Cannabis Policy.**

Petition (accompanied by bill, House, No. 4027) of David Henry Argosky LeBoeuf and Vanna Howard relative to public accommodations for individuals with verbal communication impairments;

**To the committee on Children, Families and Persons with Disabilities.**

Petition (accompanied by bill, House, No. 4028) of Chynah Tyler for legislation to establish within the Department of Housing and Community Development a commission to review equitable city planning and development;

**To the committee on Community Development and Small Businesses.**

Petition (accompanied by bill, House, No. 4029) of David Henry Argosky LeBoeuf relative to algorithmic accountability and bias prevention in the protection of consumers; and

Petition (accompanied by bill, House, No. 4030) of David Henry Argosky LeBoeuf and others relative to streamlining licensure, compliance, and contracting opportunities;

**Severally to the committee on Consumer Protection and Professional Licensure.**

Petition (accompanied by bill, House, No. 4031) of Nika C. Elugardo for legislation to establish financial welfare, housing security and discrimination protection for college students during the COVID-19 pandemic;

**To the committee on Covid-19 and Emergency Preparedness and Management.**

Petition (accompanied by bill, House, No. 4032) of David Henry Argosky LeBoeuf and others for legislation to establish within the Department of Education a pilot program for early education and care at public high schools and community colleges;

**To the committee on Education.**

Petition (accompanied by bill, House, No. 4033) of Russell E. Holmes relative to special election scheduling;

**To the committee on Election Laws.**

Petition (accompanied by bill, House, No. 4034) of David Henry Argosky LeBoeuf and others relative to insulin access;

**To the committee on Financial Services.**

Petition (accompanied by bill, House, No. 4035) of Tram T. Nguyen, Marcos A. Devers and Michelle L. Ciccolo relative to providing for municipal meeting postponement due to inclement weather;

**To the committee on Municipalities and Regional Government.**

Food allergy,-- plans.

Identification,--  
gender identity.

Registration plates.

Marijuana testing,--  
health care facilities.

Communication  
impairments,--  
accommodations.

City planning and  
development  
commission.

Consumers,--  
protection.

Contracting  
opportunities.

COVID-19,-- college  
students protection.

Early education and  
care,-- pilot program.

Special election,--  
scheduling.

Insulin access.

Municipal meetings,-  
inclement weather.

Petition (accompanied by bill, House, No. 4036) of Natalie M. Higgins, Jack Patrick Lewis and others relative to burial alternatives that protect the environment;

**To the committee on Public Health.**

Petition (accompanied by bill, House, No. 4037) of Peter Capano and others relative to authorizing the creation of unarmed mobile crisis response teams in gateway cities;

Petition (accompanied by bill, House, No. 4038) of David Paul Linsky and Michelle M. DuBois relative to banning semi-automatic firearms; and

Petition (accompanied by bill, House, No. 4039) of David Henry Argosky LeBoeuf and Vanna Howard relative to 911 emergency response time reporting;

**Severally to the committee on Public Safety and Homeland Security.**

Petition (accompanied by bill, House, No. 4040) of David Allen Robertson and Jack Patrick Lewis that the State Retirement Board be authorized to grant certain creditable service to Stephen Gerald Roche for retirement purposes;

**To the committee on Public Service.**

Petition (accompanied by bill, House, No. 4041) of Adam J. Scanlon and others relative to establishing a senior property tax deferral pilot program;

Petition (accompanied by bill, House, No. 4042) of Russell E. Holmes relative to establishing a tax for online advertising;

**Severally to the committee on Revenue.**

Petition (accompanied by bill, House, No. 4043) of Russell E. Holmes relative to establishing the executive office of structural racism;

**To the committee on State Administration and Regulatory Oversight.**

Petition (accompanied by bill, House, No. 4044) of Carolyn C. Dykema and others relative to solar energy deployment in the Commonwealth; and

Petition (accompanied by bill, House, No. 4045) of Erika Uytterhoeven, Mike Connolly and Lindsay N. Sabadosa for legislation to provide universal arrearage relief to the ratepayers of the Commonwealth to address utility debts as a result of the COVID-19 pandemic emergency;

**Severally to the committee on Telecommunications, Utilities and Energy.**

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

Petition (accompanied by bill, House, No. 3998) of Michael J. Soter and Ryan C. Fattman (by vote of the town) relative to the residency requirement for the town administrator of the town of Blackstone; and

Petition (accompanied by bill, House, No. 4020) of Bradley H. Jones, Jr. and Bruce E. Tarr (by vote of the town) that the town of North Reading be authorized to create a cell tower receipts fund in said town;

**Severally to the committee on Municipalities and Regional Government.**

Petition (accompanied by bill, House, No. 3997) of Angelo J. Puppolo, Jr. (by vote of the town) relative to the appointment and removal authority of the town administrator of the town of Wilbraham;

**To the committee on Public Service.**

**Bills**

Revoking the town of Longmeadow's acceptance of a certain general law establishing a board of election commissioners (House, No. 94,-- on petition) [Local approval received];

To change the name of the board of selectmen in the town of Burlington to select board (House, No. 2166,-- on petition) [Local approval received];

Relative to the fire department of the town of Fairhaven (House, No. 2782,-- on petition) [Local approval received];

Burial alternatives.

Mobile crisis response teams.

Semi-automatic firearms,-- ban.

911 response,-- time reporting.

Stephen Gerald Roche,-- creditable service.

Property tax deferral,-- seniors.

Online advertising,-- tax.

Executive office of structural racism.

Solar energy deployment.

COVID-19 utility debt.

Blackstone,-- town administrator.

North Reading,-- cell tower receipts fund.

Wilbraham,-- town administrator.

Longmeadow,-- board of election commissioners.

Burlington,-- board of selectmen.

Fairhaven,-- fire department.

**UNCORRECTED PROOF.**

Authorizing special police officers in the town of Natick to serve until the age of 70 (House, No. 3762,-- on petition) [Local approval received]; and

Natick,-- special police officers.

Authorizing the city of Cambridge to use certain land for general municipal purposes and the installation of subsurface geothermal wells (House, No. 3996,-- on House, No. 3768) [Local approval received on House, No. 3768];

Cambridge,-- geothermal wells.

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

A report of the committee on Health Care Financing, asking to be discharged from further consideration of the petition (accompanied by bill, House, No. 715) of Andres X. Vargas, Sean Garballey and others relative to promoting student nutrition, and recommending that the same be referred to the committee on House Ways and Means,-- **was considered forthwith, under Senate Rule 36, and accepted, in concurrence, in so much as relates to the discharge of the joint committee.**

Student nutrition.

*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 House Bill authorizing the use of Article ninety-seven land for roadway improvements in the town of Dunstable (House, No. 3936),-- **was read a second time and ordered to a third reading.**

Dunstable,-- roadway improvements.

The Senate Bill authorizing the town of Westport to convey a non-exclusive access easement in a portion of town property at 493 Old County Road to benefit 497 Old County Road (Senate, No. 1357),-- **was read a second time, ordered to a third reading, read a third time and passed to be engrossed, its title having been changed by the committee on Bills in the Third Reading to read as follows: "An Act authorizing the town of Westport to convey a non-exclusive access easement in a portion of town property at 493 Old County road to benefit 497 Old County road."**

Westport,-- land transfer.

**Sent to the House for concurrence.**

The House Bill authorizing the town of Lunenburg to grant an additional license for the sale of all alcoholic beverages not to be drunk on the premises to Jaxx Country Variety (House, No. 3813),-- **was read a second time, ordered to a third reading, read a third time and passed to be engrossed, in concurrence, its title having been changed by the committee on Bills in the Third Reading to read as follows: "An Act authorizing the town of Lunenburg to grant an additional license for the sale of all alcoholic beverages not to be drunk on the premises."**

Lunenburg,-- liquor license.

The Senate Bill authorizing certain investments by the treasurer of the town of Milton (Senate, No. 1364) (its title having been changed by the committee on Bills in the Third Reading),-- **was read a third time and passed to be engrossed.**

Milton,-- investments.

**Sent to the House for concurrence.**

The Senate Bill validating actions taken at the annual town meeting held in the town of Nahant (printed in Senate, No. 2487) (its title having been changed by the committee on Bills in the Third Reading),-- **was read a third time and passed to be engrossed.**

Nahant,-- town meeting.

**Sent to the House for concurrence.**

*Reports of Committees.*

By Mr. Rodrigues, for the committee on Ways and Means, that the Senate Bill authorizing the city of Fall River Housing Authority to convey a certain parcel of land to Southcoast Hospital Group, Inc (Senate, No. 1358),-- ought to pass, with an amendment substituting a new draft with the same title (Senate, No. 2503).

Fall River,-- land.

**There being no objection, the rules were suspended, on motion of Ms. Creem, and the bill was read a second time and was amended, as recommended by the committee on Ways and Means.**

**The bill (Senate, No. 2503) was then ordered to a third reading, read a third time and passed to be engrossed.**

**Sent to the House for concurrence.**

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 John F. Keenan for legislation to establish a sick leave bank for Li Zhang, an employee of the Department of Unemployment Assistance.

Li Zhang,-- sick leave. SD2706

**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 Public Service.**

**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. 4023) of Natalie M. Higgins and John J. Cronin (with the approval of the mayor and city council) relative to providing for special police officers in the city of Leominster;

Leominster,-- special police officers.

**Under suspension of Joint Rule 7B, to the committee on Public Service.**

Petition (accompanied by bill, House, No. 4024) of Gerard J. Cassidy and Michael D. Brady for legislation to designate the Department of Unemployment Assistance building in the city of Brockton as the C. Gerald Lucey building;

Brockton,-- C. Gerald Lucey building.

**Under suspension of Joint Rule 12, to the committee on State Administration and Regulatory Oversight.**

A Bill amending the special act charter of the city of Northampton (House, No. 3995,- on House, No. 2202) [Local approval received on House, No. 2202],-- was read.

Northampton,-- charter.

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

*Message from the Governor — Disapproval and Reductions*

*General Appropriations Bill.*

Ms. Creem in the Chair, a message from His Excellency the Governor, returning, with his disapproval of certain items and sections and parts of certain items, and reductions in certain items contained in the engrossed Bill making appropriations for the fiscal year 2022 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 (see House, No. 4002), which on Friday, July 9, 2021, had been laid before the Governor for his approbation,— came from the House, in part, several items and sections having been passed by the House notwithstanding the reduction or disapproval of the Governor.

General Appropriation FY2022.

The message (House, No. 4019) was read; and the Senate proceeded to reconsider several items, which had been disapproved or reduced in accordance with the provisions

of the Constitution.

Item 5011-0100 (Department of Mental Health) was considered as follows:

Department of  
Mental Health.

5011-0100 For the operation of the department of mental health; provided, that not less than \$150,000 shall be expended for the children's behavioral health advisory council to conduct an analysis of and report on the existing and anticipated impacts of the 2019 novel coronavirus pandemic on children's behavioral health and the associated provision of services and supports as directed under section 121; provided further, that the department shall contract with the Massachusetts Society for the Prevention of Cruelty to Children and the Children's Mental Health Campaign to conduct said analysis and report; and provided further, that not less than \$200,000 shall be expended for the United Way of TriCounty's Call 2 Talk program..... \$30,173,790.

The Governor reduced this item by \$150,000 and struck the following wording “; provided, that not less than \$150,000 shall be expended for the children's behavioral health advisory council to conduct an analysis of and report on the existing and anticipated impacts of the 2019 novel coronavirus pandemic on children's behavioral health and the associated provision of services and supports as directed under section 121”.

After remarks, the question on passing item 5011-0100, contained in section 2, in concurrence, the reduction and objections of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at six minutes before one o'clock P.M., as follows, to wit (yeas 38 - nays 2) [Yeas and Nays No. 57]:

**YEAS.**

- Barrett, Michael J.
- Boncore, Joseph A.
- Brady, Michael D.
- Brownsberger, William N.
- Chandler, Harriette L.
- Chang-Diaz, Sonia
- Collins, Nick
- Comerford, Joanne M.
- Creem, Cynthia Stone
- Crighton, Brendan P.
- Cronin, John J.
- Cyr, Julian
- DiDomenico, Sal N.
- DiZoglio, Diana
- Eldridge, James B.
- Feeney, Paul R.
- Finegold, Barry R.
- Friedman, Cindy F.
- Gobi, Anne M.

- Gomez, Adam
- Hinds, Adam G.
- 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.
- Rodrigues, Michael J.
- Rush, Michael F.
- Spilka, Karen E.
- Timilty, Walter F.
- Velis, John C. – 38.

**NAYS.**

- Fattman, Ryan C.

- Tarr, Bruce E. – 2.

**The yeas and nays having been completed at two minutes before one o'clock P.M., item 5011-0100, contained in section 2, stands, in concurrence, notwithstanding the reduction and objections of His Excellency the Governor, two-thirds of the members present and voting having approved the same.**

Item 1595-6370 (Transfer to RTA’s) was considered as follows:

Transfer to RTA’s.

1595-6370 For an operating transfer to the regional transit authorities organized under chapter 161B of the General Laws, or any prior laws, under clause (2) of subsection (d) of section 2ZZZ of chapter 29 of the General Laws; provided, that each regional transit authority receiving assistance under this item shall deliver not later than January 3, 2022, a copy of its most recent audited financial statement to the chief financial officer of the Massachusetts department of transportation, the secretary of administration and finance, the treasurer of the commonwealth, the comptroller of the commonwealth, the house and senate committees on ways and means, and the joint committee on transportation ..... \$94,000,000.

The Governor reduced this item by \$3,500,000.

After remarks, the question on passing item 1595-6370, contained in section 2E, in concurrence, the reduction of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at one minute past one o’clock P.M., as follows, to wit (yeas 40 — nays 0) **[Yeas and Nays No. 58]**:

**YEAS.**

- |                          |                       |
|--------------------------|-----------------------|
| Barrett, Michael J.      | Gomez, Adam           |
| Boncore, Joseph A.       | Hinds, Adam G.        |
| Brady, Michael D.        | Jehlen, Patricia D.   |
| Brownsberger, William N. | Keenan, John F.       |
| Chandler, Harriette L.   | Kennedy, Edward J.    |
| Chang-Diaz, Sonia        | Lesser, Eric P.       |
| Collins, Nick            | Lewis, Jason M.       |
| Comerford, Joanne M.     | Lovely, Joan B.       |
| Creem, Cynthia Stone     | Montigny, Mark C.     |
| Crighton, Brendan P.     | Moore, Michael O.     |
| Cronin, John J.          | 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.          | Spilka, Karen E.      |
| Finegold, Barry R.       | Tarr, Bruce E.        |
| Friedman, Cindy F.       | Timilty, Walter F.    |
| Gobi, Anne M.            | Velis, John C. – 40.  |

**NAYS – 0.**

**The yeas and nays having been completed at five minutes past one o’clock P.M., item 1595-6370, contained in section 2E, stands, in concurrence, notwithstanding the reduction of His Excellency the Governor, two-thirds of the members present and voting having approved the same.**

Item 1595-6369 (CTF Transfer to MBTA) was considered as follows:

CTF Transfer to MBTA.

1595-6369 For an operating transfer to the Massachusetts Bay Transportation Authority under clause (1) of subsection (d) of section 2ZZZ of chapter 29 of the General Laws; provided, that the Massachusetts Bay Transportation Authority shall submit quarterly reports to the secretary of administration and finance and the house and senate committees on ways and means which

shall include an accounting of the funds provided for in this item including the amount of money received under this transfer, the amount of money expended under this transfer and a description of items and services for which funds have been expended; provided further, that the reports shall include the status of ongoing and planned capital projects under the purview of the authority; provided further, that the authority shall submit these reports on a quarterly basis not later than 30 days following the last day of the quarter; provided further, that the first such report shall be submitted not later than December 30, 2021; provided further, that not less than \$70,000 shall be expended to fund a quiet zone study to analyze costs and alternatives relative to designating Franklin as a quiet zone on the Franklin-Forge commuter rail line; provided further, that not less than \$75,000 shall be expended for the design, survey and installation of sound Fiscal Year 2022 Committee Report 310 and visual mitigation barriers along the Massachusetts Bay Transportation Authority wildcat branch near residential properties impacted by slippery rail maintenance; provided further, that the Massachusetts Bay Transportation Authority shall initiate an effort to advance the planning and design of not more than 6 infrastructure projects related to decarbonization, regional rail electrification, increased transit capacity and improved equity in the public transportation system to identify, develop and prepare projects ready to take advantage of anticipated federal infrastructure funding opportunities; and provided further, that, not later than October 1, 2021, the Massachusetts Bay Transportation Authority shall begin to submit quarterly reports on the design details of and spending on projects associated with this effort to the joint committee on transportation and the house and senate committees on ways and means ..... \$127,145,000.

The Governor struck the following wording “; provided further, that the reports shall include the status of ongoing and planned capital projects under the purview of the authority” and “; provided further, that the Massachusetts Bay Transportation Authority shall initiate an effort to advance the planning and design of not more than 6 infrastructure projects related to decarbonization, regional rail electrification, increased transit capacity and improved equity in the public transportation system to identify, develop and prepare projects ready to take advantage of anticipated federal infrastructure funding opportunities; and provided further, that, not later than October 1, 2021, the Massachusetts Bay Transportation Authority shall begin to submit quarterly reports on the design details of and spending on projects associated with this effort to the joint committee on transportation and the house and senate committees on ways and means”.

After remarks, the question on passing item 1595-6369, contained in section 2E, in concurrence, the objections of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at six minutes past one o’clock P.M., as follows, to wit (yeas 39 - nays 1) [**Yeas and Nays No. 59**]:

**YEAS.**

- |                          |                     |
|--------------------------|---------------------|
| Barrett, Michael J.      | Hinds, Adam G.      |
| Boncore, Joseph A.       | Jehlen, Patricia D. |
| Brady, Michael D.        | Keenan, John F.     |
| Brownsberger, William N. | Kennedy, Edward J.  |
| Chandler, Harriette L.   | Lesser, Eric P.     |
| Chang-Diaz, Sonia        | Lewis, Jason M.     |
| Collins, Nick            | Lovely, Joan B.     |
| Comerford, Joanne M.     | Montigny, Mark C.   |
| Creem, Cynthia Stone     | Moore, Michael O.   |

**UNCORRECTED PROOF.**

Crighton, Brendan P.  
Cronin, John J.  
Cyr, Julian  
DiDomenico, Sal N.  
DiZoglio, Diana  
Eldridge, James B.  
Feeney, Paul R.  
Finegold, Barry R.  
Friedman, Cindy F.  
Gobi, Anne M.  
Gomez, Adam

Moran, Susan L.  
O'Connor, Patrick M.  
Pacheco, Marc R.  
Rausch, Rebecca L.  
Rodrigues, Michael J.  
Rush, Michael F.  
Spilka, Karen E.  
Tarr, Bruce E.  
Timilty, Walter F.  
Velis, John C. – 39.

**NAYS.**

Fattman, Ryan C. – 1.

**The yeas and nays having been completed at eleven minutes past one o'clock P.M., item 1595-6369, contained in section 2E, stands, in concurrence, notwithstanding the objections of His Excellency the Governor, two-thirds of the members present and voting having approved the same.**

Item 8200-0200 (Municipal Police Training Council) was considered as follows:

Municipal Police  
Training Council.

8200-0200 For the operation of veteran, reserve and in-service training programs conducted by the municipal police training committee; provided, that no expenditures authorized by this item shall be charged to item 8200-0222; and provided further, that not less than \$1,000,000 shall be expended to address costs incurred by municipalities for officer training requirements as promulgated by chapter 253 of the acts of 2020..... \$4,577,545.

The Governor reduced this item by \$1,000,000 and struck the following wording “; and provided further, that not less than \$1,000,000 shall be expended to address costs incurred by municipalities for officer training requirements as promulgated by chapter 253 of the acts of 2020”.

After remarks, the question on passing item 8200-0200, contained in section 2, in concurrence, the reduction and objections of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at twelve minutes past one o'clock P.M., as follows, to wit (yeas 40 - nays 0) [**Yeas and Nays No. 60**]:

**YEAS.**

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

Gomez, Adam  
Hinds, Adam G.  
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.

**UNCORRECTED PROOF.**

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

Rodrigues, Michael J.  
Rush, Michael F.  
Spilka, Karen E.  
Tarr, Bruce E.  
Timilty, Walter F.  
Velis, John C. – 40.

**NAYS – 0.**

**The yeas and nays having been completed at sixteen minutes past one o'clock P.M., item 8200-0200, contained in section 2, stands, in concurrence, notwithstanding the reduction and objections of His Excellency the Governor, two-thirds of the members present and voting having approved the same.**

Item 8900-0001 (Department of Corrections Facilities) was considered as follows:

Department of  
Corrections Facilities

8900-0001 For the operation of the department of correction; provided, that not later than January 3, 2022, the commissioner of correction and the secretary of public safety and security shall report to the house and senate committees on ways and means and the joint committee on public safety and homeland security on the point score compiled by the department's objective classification system for all prisoners confined in each prison operated by the department; provided further, that to maximize bed capacity and re-entry capability, the department shall submit quarterly reports, utilizing standardized reporting definitions developed mutually with the Massachusetts Sheriffs Association on caseload, admissions, classification, releases and recidivism of all pre-trial, sentenced and federal inmates; provided further, that the department shall submit the reports on a quarterly basis not more than 30 days following the last day of the quarter; provided further, that not later than October 1, 2021, the department shall also report, in collaboration with the Massachusetts Sheriffs Association, on fiscal year 2020 and fiscal year 2021 total costs per inmate by facility and security level; provided further, that the department shall submit biannual reports to the joint committee on the judiciary, the joint committee on public safety and homeland security and the house and senate committees on ways and means on the use of solitary confinement, also known as segregation, in state prisons; provided further, that 1 of the reports shall cover the period from July 1, 2021 to December 31, 2021, inclusive, and 1 of the reports shall cover the period from January 1, 2022 to June 30, 2022, inclusive; provided further, that the reports shall include, but not be limited to, the: (i) number of prisoners subjected to solitary confinement and their voluntarily disclosed sexual orientation as defined in section 3 of chapter 151B and gender identity as defined in section 7 of chapter 4; (ii) length of time spent in solitary confinement; (iii) number of prisoners with mental illness subjected to solitary confinement, delineated by diagnosis; (iv) number of prisoners 21 years of age or younger subjected to solitary confinement; (v) number of prisoners subjected to multiple stays in solitary confinement in a given reporting period; (vi) number of prisoners released directly into the community from solitary confinement or released into the community not more than 30 days after having been in solitary confinement; and (vii) rate of recidivism for individuals that were subject to solitary confinement; provided further, that the department shall validate each educational program offered to inmates against an evidence-based model chosen by the secretary of public safety and security not less than once every 3 years; provided further, that given the continued prevalence and threat of the 2019 novel coronavirus within department of correction facilities, the

commissioner of correction shall release, transition to home confinement or furlough individuals in the care and custody of the department who can be safely released, transitioned to home confinement or furloughed with prioritization given to populations most vulnerable to serious medical outcomes associated with the 2019 novel coronavirus according to the Centers for Disease Control and Prevention's guidelines; provided further, that the department shall consider, but shall not be limited to considering: (a) the use of home confinement without exclusion under chapter 211F of the General Laws; (b) the expedition of medical parole petition review by superintendents and the commissioner; (c) the use of furlough; (d) the maximization of good time by eliminating mandates for participation in programming for those close to their release dates; and (e) awarding credits to provide further remission from time of sentence for time served during periods of declared public health emergencies impacting the operation of prisons; provided further, that the department shall seek recommendations from public health experts to ensure that policies are appropriate in relation to the 2019 novel coronavirus; provided further, that funds shall be made available from this item for the creation and full operation of an independent ombudsman's office for the duration of fiscal year 2022; provided further, that not later than September 1, 2021, the department shall submit a report to the joint committee on the judiciary and the house and senate committees on ways and means that shall include, but not be limited to, the status of the appointment of the ombudsman pursuant to chapter 227 of the acts of 2020; provided further, that the office shall monitor compliance with the requirements of this item relative to 2019 novel coronavirus public health precautions including, but not limited to, actions taken or not taken by the department to ensure the health and safety of individuals under the department's purview including, but not limited to, employees and inmates, as well as the families of such individuals, and shall have access to information related to the department's use of the mechanisms for release, home confinement or furlough stated in this item; provided further, that the office shall establish public health standards, using recommended standards and guidance from public health experts, to evaluate the department's compliance or noncompliance with best practices; provided further, that not less than biweekly, the office shall provide the joint committee on the judiciary and the joint committee on public health with a report on: (1) the department's efforts to mitigate the rate of infection in facilities under its purview; (2) the department's efforts taken relative to safe depopulation relative to the 2019 novel coronavirus; (3) the department's policies in development to further mitigate the rate of infection in correctional settings; (4) the amount of population reduction achieved to-date by the use of the mechanisms for release, home confinement or furlough stated in this item; and (5) the department's compliance or noncompliance with the office's established public health standards; provided further, that, if the office determines that the department is not taking actions necessary to mitigate the rate of infection in facilities under its purview or is in noncompliance with its established public health standards, the office may recommend that the joint committee on the judiciary and the joint committee on public health require the commissioner to testify in a publicly available forum to discuss the department's noncompliance and a remediation plan to meet the office's public health standards; provided further, that not less than \$15,000 shall be expended for the Vincentian Reentry Organizing Project operated by the Society of St. Vincent de Paul in the city of Attleboro that serves incarcerated and formerly incarcerated individuals throughout Bristol county; provided further, that not less than \$125,000 shall be expended for the Disability Law Center, Inc. to monitor the efficacy of service delivery

reforms at Bridgewater state hospital, including units at the Old Colony correctional center and the treatment center; provided further, that the Disability Law Center, Inc. may investigate the physical environment of those facilities, including infrastructure issues, and may use methods including, but not limited to, testing and sampling the physical and environmental conditions, whether or not they are utilized by patients or inmates; provided further, that the Disability Law Center, Inc. may monitor the continuity of care for Bridgewater state hospital persons served who are discharged to county correctional facilities or department of mental health facilities, including assessment of the efficacy of admission, discharge and transfer planning procedures and coordination between the department of correction, Wellpath LLC, the department of mental health and county correctional facilities; provided further, that not less than once every 6 months, the Disability Law Center, Inc. shall report on the impact of these reforms on those served at Bridgewater state hospital to the joint committee on mental health, substance use and recovery, the joint committee on the judiciary, the house and senate committees on ways and means, the senate president and the speaker of the house of representatives; provided further, that \$250,000 shall be provided for the establishment in state or county correctional facilities of specialized units for emerging adult women and shall be focused on the unique needs of this population including, but not limited to, emphasizing positive relationships and interactions between emerging adult mothers and their children; provided further, that the department shall expend not less than \$2,200,000 for municipalities hosting department of correction facilities; provided further, that no municipality hosting a department of correction facility shall receive more than \$800,000; and provided further, that no municipality hosting a department of correction facility shall receive less than the amount allocated under item 8900-0001 of section 2 of chapter 68 of the acts of 2011 ..... \$698,947,000.

The Governor struck the following wording “; provided further, that given the continued prevalence and threat of the 2019 novel coronavirus within department of correction facilities, the commissioner of correction shall release, transition to home confinement or furlough individuals in the care and custody of the department who can be safely released, transitioned to home confinement or furloughed with prioritization given to populations most vulnerable to serious medical outcomes associated with the 2019 novel coronavirus according to the Centers for Disease Control and Prevention’s guidelines; provided further, that the department shall consider, but shall not be limited to considering: (a) the use of home confinement without exclusion under chapter 211F of the General Laws; (b) the expedition of medical parole petition review by superintendents and the commissioner; (c) the use of furlough; (d) the maximization of good time by eliminating mandates for participation in programming for those close to their release dates; and (e) awarding credits to provide further remission from time of sentence for time served during periods of declared public health emergencies impacting the operation of prisons”;

“; and shall have access to information related to the department’s use of the mechanisms for release, home confinement or furlough stated in this item”;

“; (2) the department’s efforts taken relative to safe depopulation relative to the 2019 novel coronavirus”;

“; (4) the amount of population reduction achieved to-date by the use of the mechanisms for release, home confinement or furlough stated in this item”;

“; provided further, that the Disability Law Center, Inc. may investigate the physical environment of those facilities, including infrastructure issues, and may use methods including, but not limited to, testing and sampling the physical and environmental

conditions, whether or not they are utilized by patients or inmates; provided further, that the Disability Law Center, Inc. may monitor the continuity of care for Bridgewater state hospital persons served who are discharged to county correctional facilities or department of mental health facilities, including assessment of the efficacy of admission, discharge and transfer planning procedures and coordination between the department of correction, Wellpath LLC, the department of mental health and county correctional facilities; provided further, that not less than once every 6 months, the Disability Law Center, Inc. shall report on the impact of these reforms on those served at Bridgewater state hospital to the joint committee on mental health, substance use and recovery, the joint committee on the judiciary, the house and senate committees on ways and means, the senate president and the speaker of the house of representatives”.

After remarks, the question on passing item 8900-0001, contained in section 2, in concurrence, the objections of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at nineteen minutes past one o'clock P.M., as follows, to wit (yeas 37 - nays 3) [**Yeas and Nays No. 61**]:

**YEAS.**

Barrett, Michael J.	Gomez, Adam
Boncore, Joseph A.	Hinds, Adam G.
Brady, Michael D.	Jehlen, Patricia D.
Brownsberger, William N.	Keenan, John F.
Chandler, Harriette L.	Kennedy, Edward J.
Chang-Diaz, Sonia	Lesser, Eric P.
Collins, Nick	Lewis, Jason M.
Comerford, Joanne M.	Lovely, Joan B.
Creem, Cynthia Stone	Montigny, Mark C.
Crighton, Brendan P.	Moore, Michael O.
Cronin, John J.	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.
Feeney, Paul R.	Rush, Michael F.
Finegold, Barry R.	Spilka, Karen E.
Friedman, Cindy F.	Velis, John C. – 37.
Gobi, Anne M.	

**NAYS.**

Fattman, Ryan C.	Timilty, Walter F. – 3.
Tarr, Bruce E.	

**The yeas and nays having been completed at twenty-three minutes past one o'clock P.M., item 8900-0001, contained in section 2, stands, in concurrence, notwithstanding the objections of His Excellency the Governor, two-thirds of the members present and voting having approved the same.**

Item 7004-9316 (Residential Assistance for Families in Transition) was considered as follows:

7004-9316 For a program to provide assistance in addressing obstacles to maintaining or securing housing for families with a household income: (i)

Residential Assistance for Families in Transition.

not greater than 30 per cent of area median income who are homeless and moving into subsidized or private housing or are at risk of becoming homeless; or (ii) greater than 30 per cent but not more than 50 per cent of area median income who are homeless and moving into subsidized or private housing or are at risk of becoming homeless due to a significant reduction of income or increased expenses; provided, that assistance shall be administered by the department of housing and community development through contracts with the regional HomeBASE agencies; provided further, that not less than 50 per cent of the funds shall be provided to households with an income not greater than 30 per cent of area median income, subject to the department's discretion based on data reflecting program demand and usage; provided further, that in distributing 50 per cent of the funds, the department shall prioritize those families most likely to otherwise require shelter services under item 7004-0101; provided further, that, from the effective date of this act to December 31, 2021, the amount of financial assistance shall not exceed \$10,000 in any 12-month period; provided further, that subsequent to the previous proviso, the amount of financial assistance shall not exceed \$7,000 in any 12-month period; provided further, that the combined sum of benefits received by a family in a 12-month period from this item and item 7004-0108 shall not be more than the maximum level of short-term housing assistance in said item 7004-0108; provided further, that from the effective date of this act to June 30, 2022, the preceding proviso shall not apply; provided further, that residential assistance payments may be made through direct vendor payments according to standards to be established by the department; provided further, that the agencies shall establish a system for referring families approved for residential assistance payments, who the agencies determine would benefit from these services, to existing community-based programs that provide additional housing stabilization supports, including assistance in obtaining housing subsidies and locating alternative housing that is safe and affordable for those families; provided further, that the program shall be administered under guidelines established by the department; provided further, that income verification shall be conducted by using: (a) documentation provided by the household, requiring the same documentation and process used to conduct income verification under this item in fiscal year 2021 or fewer documents as directed by the department; or (b) third-party income verification; provided further, that the manner in which income verification is conducted shall be at the discretion of the department but that the department shall not discontinue the use of either option for income verification listed in the preceding proviso; provided further, that from the effective date of this act until the termination of the state of emergency concerning the outbreak of the 2019 novel coronavirus declared by the governor on March 10, 2020, the department shall allow a short, simple application requiring minimal processing time; provided further, that the department shall report quarterly to the house and senate committees on ways and means detailing the: (1) number of families who applied for assistance; (2) number of families approved for assistance; (3) minimum, median and average amount of financial assistance awarded; (4) total amount of assistance awarded to date, including a breakdown by income category; and (5) number of families falling into each income category; provided further, that the department shall track a family's reason for assistance by the same categories used in item 7004-0101; provided further, that not less than \$3,000,000 shall be expended to provide assistance to households of all sizes and configurations including, but not limited to, elders, persons with disabilities and unaccompanied youths; provided further, that \$4,725,768 from the Housing Preservation and Stabilization

Trust Fund established under section 60 of chapter 121B of the General Laws shall be made available to this item in addition to the amount appropriated; provided further, that household assistance funds shall be advanced to the administering agencies at the end of each month and before the next month’s disbursement, the amount of which shall be estimated based on the prior month’s expenditure with a reconciliation not less than annually; provided further, that notwithstanding clauses (i) and (ii), funds shall be expended to families and individuals who are at risk of injury or harm due to domestic violence in their current housing situation and whose household income is not greater than 60 per cent of the area median income; provided further, that families and individuals that are at risk of injury or harm from domestic violence who meet the qualifications of enrollment in the address confidentiality program shall be afforded the opportunity to register with and become enrolled in the address confidentiality program as offered by the secretary of the commonwealth; provided further, that funds appropriated under this item shall be in addition to the federal sources for emergency rental assistance, utility assistance and other forms of assistance pursuant to section 501 of subtitle A of title V of division N of the federal Consolidated Appropriations Act, 2021 and section 3201 of subtitle B of title III of the federal American Rescue Plan Act of 2021 including, but not limited to, \$350,540,803 for the federal Emergency Rental Assistance Program as referenced in section 2D; and provided further, that the department shall distribute funds under this item as well as said federal sources and other public and private sources of short-term rental and mortgage assistance in a manner that prioritizes: (A) those communities most affected by the impacts of the 2019 novel coronavirus; and (B) geographic equity..... \$22,000,000.

The Governor struck the following wording “; provided further, that \$4,725,768 from the Housing Preservation and Stabilization Trust Fund established under section 60 of chapter 121B of the General Laws shall be made available to this item in addition to the amount appropriated”.

After remarks, the question on passing item 7004-9316, contained in section 2, in concurrence, the objections of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at twenty-five minutes past one o’clock P.M., as follows, to wit (yeas 39 - nays 1) [**Yeas and Nays No. 62**]:

**YEAS.**

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

Finegold, Barry R.  
Friedman, Cindy F.  
Gobi, Anne M.  
Gomez, Adam

Tarr, Bruce E.  
Timilty, Walter F.  
Velis, John C. – 39.

NAYS.

Fattman, Ryan C. – 1.

**The yeas and nays having been completed at twenty-eight minutes past one o'clock P.M., item 7004-9316, contained in section 2, stands, in concurrence, notwithstanding the objections of His Excellency the Governor, two-thirds of the members present and voting having approved the same.**

Item 7004-0101 (Emergency Housing Assistance-Family Shelters and Services) was considered as follows:

Emergency Housing  
Assistance-Family  
Shelters and  
Services.

7004-0101 For certain expenses of the emergency housing assistance program under section 30 of chapter 23B of the General Laws including: (i) homelessness prevention; (ii) diversion and strategic re-housing; and (iii) contracted family shelters; provided, that eligibility shall be limited to families with incomes at or below 115 per cent of the 2021 or a later-issued higher federal poverty level; provided further, that any family whose income exceeds 200 per cent of the federal poverty level for a sustained and consecutive period of 90 days while the family is receiving assistance funded by this item shall not become ineligible for assistance due to exceeding the income limit for a period of 6 months from the date that the income level was exceeded; provided further, that families who are eligible for assistance through a temporary emergency family shelter shall include families who: (a) are at risk of domestic abuse in their current housing situation or are homeless because they fled domestic violence and have not had access to safe, permanent housing since leaving the housing situation that they fled; (b) through no fault of their own, are homeless due to fire, flood or natural disaster; (c) through no fault of their own, have been subject to eviction from their most recent housing due to: (1) foreclosure; (2) condemnation; (3) conduct by a guest or former household member who is not part of the household seeking emergency shelter and over whose conduct the remaining household members had no control; or (4) nonpayment of rent caused by a documented medical condition or diagnosed disability or caused by a documented loss of income within the last 12 months directly as a result of a change in household composition or a loss of income source through no fault of the family; or (d) are in a housing situation where they are not the primary leaseholder or are in a housing situation not meant for human habitation and where there is a substantial health and safety risk to the family that is likely to result in significant harm should the family remain in the housing situation; provided further, that temporary emergency assistance shall be provided to families who, on the date of application for emergency assistance, have no other feasible alternative housing as defined under 760 CMR 67.06(1)(b) and who, but for not having spent one night in a public or private place not designed for or ordinarily used as a regular sleeping accommodation for human beings including, but not limited to, a car, park, abandoned building, medical facility, bus or train station, airport or campground, would be eligible for emergency assistance under clauses (a) to (d), inclusive; provided further, that the department of housing and community development shall submit quarterly reports broken down by month to the house and senate committees

on ways and means detailing expenditures under the preceding proviso, including: (A) the number of families who received emergency assistance under the preceding proviso; (B) the number of families entering the emergency assistance system after having already stayed in a place not meant for human habitation; (C) the number of families entering the emergency assistance system having stayed in a place not meant for human habitation after having requested services provided for in this item within the preceding 6 months and within the preceding week; (D) the number of families described under clause (C) who received a written denial of their request for services prior to staying in a place not meant for human habitation and the number who neither entered the emergency shelter system nor received a written denial on the day of their request; and (E) available data on the race and ethnicity of the families described under clauses (A) to (D) inclusive; provided further, that nothing contained in this item shall require that emergency assistance be provided to a family that, on the date of application for emergency assistance, has other feasible housing as defined under said 760 CMR 67.06(1)(b) and that said housing adequately accommodates the size and disabilities of the family; provided further, that at least annually, the department shall provide training to relevant staff to ensure compliance with legal requirements related to eligibility for the emergency housing assistance program, including eligibility based on a family having no other feasible alternative housing as defined under said 760 CMR 67.06(1)(b); provided further, that the department of housing and community development shall collaborate with the executive office of health and human services, the Massachusetts interagency council on housing and homelessness and family homelessness service providers on strategies and best practices for prevention of family homelessness; provided further, that the health and safety risk shall be determined by the department of children and families or a department-approved entity through risk assessments; provided further, that a family who receives emergency housing assistance due to domestic abuse shall be connected to the appropriate social service agency; provided further, that temporary assistance under this item shall be terminated upon the offer of available housing or other assistance sufficient to maintain or stabilize housing; provided further, that a family may not decline an offer for available housing if the offer adequately accommodates the size and disabilities of the family and the new housing placement would not result in a job loss for the client; provided further, that any family who declines an adequate offer of available housing or other assistance sufficient to maintain or stabilize housing shall become ineligible for assistance from this item; provided further, that families receiving benefits under this item shall have 30 per cent of their income set aside in a savings account, subject to reasonable exceptions as set forth under departmental regulations in effect in fiscal year 2022; provided further, that the amount saved shall be exempt from otherwise applicable asset limits; provided further, that the family may withdraw the amount placed in savings upon transition to permanent housing or losing eligibility for shelter services; provided further, that families receiving emergency assistance shall receive housing search assistance that attempts to facilitate a sustainable housing placement within 4 weeks of entry into the emergency assistance shelter, motel or hotel; provided further, that families receiving assistance for longer than 32 weeks shall have an executable shelter exit plan that facilitates a housing placement in a new sustainable tenancy or a safe residence including, but not limited to, a placement for which the family is not the primary leaseholder, as soon as possible; provided further, that as part of departmental efforts to prevent abuse of the emergency assistance program, the department of housing and

community development shall enter into a wage match agreement with the department of revenue; provided further, that eligibility for shelter by an otherwise eligible family shall not be impaired by prior receipt of any nonshelter benefit; provided further, that an eligible household that is approved for shelter placement shall be placed in a shelter as close as possible to the household's home community, unless a household requests otherwise; provided further, that if the closest available placement is not within 20 miles of the household's home community, the household shall be transferred to an appropriate shelter within 20 miles of its home community at the earliest possible date, unless the household requests otherwise; provided further, that the department shall notify local school departments of the placement of a family in its district within 5 days of placement; provided further, that the department shall make every effort to ensure that children receiving services from this item shall continue attending school in the community in which they lived before receiving services funded from this item; provided further, that the department shall use its best efforts to ensure that a family placed by the emergency housing assistance program shall be provided with access to refrigeration and basic cooking facilities; provided further, that if a family with a child under the age of 3 is placed in a hotel or motel, the department shall ensure that the hotel or motel provides a crib that meets all state and federal safety codes for each child under the age of 3; provided further, that notwithstanding any general or special law to the contrary, the department shall immediately provide shelter for up to 30 days to families who appear to be eligible for shelter based on statements provided by the family and any other information in the possession of the department but who need additional time to obtain any third-party verifications reasonably required by the department; provided further, that shelter benefits received under the preceding proviso shall not render a family ineligible under any regulation which provides that a family who previously received shelter is ineligible for shelter benefits for a period of 12 months; provided further, that families receiving shelter benefits who are found ineligible for continuing shelter benefits shall be eligible for aid pending a timely appeal under said chapter 23B of the General Laws; provided further, that the department shall not impose unreasonable requirements for third-party verifications and shall accept verifications from a family whenever reasonable; provided further, that this item shall be subject to appropriation, and in the event of a deficiency nothing in this item shall give rise to or shall be construed as giving rise to any enforceable right or entitlement to services in excess of the amounts appropriated in this item; provided further, that notwithstanding any general or special law to the contrary, not less than 90 days before promulgating or amending any regulations, administrative practice or policy that would alter eligibility for or the level of benefits under this program, other than that which would benefit the clients, the department shall file with the house and senate committees on ways and means, the clerks of the house of representatives and senate and the joint committee on children, families and persons with disabilities a written report setting forth justification for such changes including, but not limited to, any determination by the secretary of housing and economic development that available appropriations will be insufficient to meet projected expenses and the projected savings from any proposed changes; provided further, that no funds from this item shall be expended for personnel or administrative costs; provided further, that the department shall submit quarterly reports to the house and senate committees on ways and means containing the most recently available monthly data on the number of families in congregate or other shared shelter placements and the number of families on extended

leave from congregate or other shared shelter placements for purposes of social distancing, isolation, quarantine or care of self or another family member related to the 2019 novel coronavirus; provided further, that the department shall submit quarterly reports, broken down by month, to the house and senate committees on ways and means with the most recently available monthly data, including data on the race and ethnicity of all families where available and applicable expressed as a percentage of the total, on: (I) applications for services provided for in this item and in item 7004-0108 as well as requests for services under this item and item 7008-0108, with a request for services defined as any point at which the household seeking services provides information to the department as part of any enrollment, triage, or eligibility determination, regardless of whether a formal application is completed and regardless of whether the contact is by telephone, by office visit, or by other means; (II) front-door entries into the emergency assistance system; (III) applications and requests for services provided in this item and in item 7004-0108 that are denied and the bases of all such denials expressed as a percentage of the total; (IV) applications and requests for services provided for in this item and in item 7004-0108 that do not result in a formal denial, a frontdoor entry into the emergency assistance system or verified diversion as a result of HomeBASE household assistance expressed as a percentage of the total; (V) the number of households submitting multiple applications or making multiple requests for services within the previous 1-month period and the previous 6-month period; (VI) diversions as a result of HomeBASE household assistance; (VII) exits from the emergency assistance system, delineated by reason for exit, including at-fault terminations, exits because the household is no longer income eligible, exits through HomeBASE household assistance with no other subsidy and exits to another subsidized or otherwise assisted housing program; (VIII) the number of applications and requests that do not result in the household entering emergency assistance shelter within 48 hours and for which such nonentry is attributable to written denial, pending documentation or verification, no imminent homelessness or household withdrawal of the application; (IX) the number of families transitioned from shelter benefits to affordable, subsidized or otherwise assisted housing through this program; (X) the average, minimum and maximum cost per family of said housing assistance and of emergency assistance under this item; (XI) the number of families served who required further assistance under this item or under item 7004-0108 at a later date; (XII) the type of assistance later required and provided; (XIII) the total number of families receiving assistance under this item or item 7004-0108 that have received assistance under said items during each of the previous 3 years; (XIV) the number of children served under this item broken down by age; (XV) the number of applications and requests from households that became homeless within 12 months of depleting their HomeBASE assistance under item 7004-0108; (XVI) the reasons for homelessness in the applications and requests received under clause (XV) and the number of applications and requests received under said clause (XV) that are denied; and (XVII) the average and maximum length of stay for families currently staying in an emergency assistance shelter placement; provided further, that said reports shall also include the following information from the department of children and families: (i) the number of families assessed for a health and safety risk in the previous quarter; (ii) the number of families determined to be at a substantial health and safety risk; (iii) the number of families receiving multiple health and safety assessments within the previous 6-month period; and (iv) the standards used to determine a substantial health and safety risk; provided further, that the department shall report quarterly to the house and

senate committees on ways and means on: (a) the number of families that applied for a transfer from their current shelter placement to a unit that can accommodate their disability related needs, delineated by reason for the application; (b) the number of families whose applications for reasonable accommodation have been approved but that are waiting for transfer due to lack of available units able to accommodate their disability-related needs, delineated by category of accommodation including, but not limited to, access to cooking facilities, first-floor or elevator access, noncarpeted unit, physical modification to unit, scattered site unit, geographic proximity to service providers and wheelchair accessibility; (c) the number of families currently in shelter units located more than 20 miles away from their home community; (d) the number of families with at least 1 child who attends a school other than the child's school of origin as a result of placement in a shelter unit outside of their home community; and (e) both the average and maximum number of days that families spend in placements under the circumstances described in clauses (b) to (d), inclusive, before being transferred to a shelter unit for which none of the circumstances in said clauses (b) to (d), inclusive, apply; (f) the percentage of applications for a transfer that were approved; and (g) the average number of days and the maximum number of days between the application submission and the approval; provided further, that funds shall be expended on shelter units suitable to meet the needs of households with disabilities requiring reasonable accommodation; provided further, that funds shall be expended for expenses incurred as a result of families being housed in hotels due to the unavailability of contracted shelter beds; provided further, that funds appropriated for this item in fiscal year 2021 shall not revert but shall be made available for this item for these purposes in fiscal year 2022; provided further, the department of housing and community development shall distribute said funds to those currently contracted emergency assistance family shelter providers with shelter operating gaps identified by the fiscal year 2020 uniform financial report submitted to the operational services division and with operating deficits that are attributable to: (1) shelter maintenance and unit supply costs, (2) unit rental rates that are not aligned to regional fair market rents and (3) professional shelter staff compensation and benefits that are not commensurate with compensation and benefit rates determined by geographic region for similar professional positions, as denoted by the Bureau of Labor Statistics of the United States Department of Labor; provided further, that not later than December 31, 2021, the department shall submit a report to the joint committee on housing detailing the distribution of supplemental funds based on identified operating gaps and deficits; provided further, that not less than \$125,000 shall be expended for technical assistance by Homes for Families, Inc.; provided further, that not less than \$150,000 shall be made available for the creation of an independent ombudsman's office within the executive office of housing and economic development to receive, investigate and resolve complaints brought by applicants to and participants of the emergency assistance shelter program and related short-term housing transition program under this item and item 7004-0108; provided further, that the ombudsman's office shall act as an independent mediator and advocate for all applicants and participants in instances including, but not limited to, concerns regarding document requests, inability to contact the department by telephone, delays in placement and denials of services; provided further, that the ombudsman's office shall have access to all initiated, partially completed and completed applications in order to assess applicants' and participants' requests as well as all submitted documentation and case information, including shelter provider notes, domestic violence assessments and sub-

contracted provider notes; provided further, that not later than March 1, 2022, the ombudsman’s office shall submit a report to the joint committee on children, families and persons with disabilities and the house and senate committees on ways and means; provided further, that the report shall include, but not be limited to, the following information pertaining to requests for the ombudsman’s services: (A) the number of requests received in the preceding 12-month period, delineated by the program the household is applying for or participating in and including available demographic information of those requesting assistance; (B) the number of requests that pertained to issues arising during the application process; (C) the number of requests that pertained to participants’ experiences at any time after initial entry into the program in question; (D) the nature of the requests; (E) the resolution of the requests; and (F) the average, maximum and minimum length of time for requests to be resolved for each program; provided further, that funds shall be expended on shelter units suitable to meet the needs of households with disabilities requiring reasonable accommodation; provided further, that not less than \$800,000 shall be expended for the Home Works program; provided further, that the Home Works program shall provide opportunities for children in the emergency housing assistance program to attend out-of-school time and summer programming run by youth serving organizations; provided further, that a youth serving organization shall apply to contract with the department of housing and community development to receive contract slots to serve children in the program; provided further, that youth serving organizations shall obtain criminal offender record information for each staff member employed by the program with responsibilities that include direct care for children pursuant to section 172H of chapter 6 of the General Laws and sex offender registry information pursuant to section 178I of said chapter 6 as well as information that is publicly available from a registry of sex offender information that is operated or coordinated by the federal government; and provided further, that the department may expend funds for the administration and implementation of the Home Works program..... \$196,960,750.

The Governor reduced this item by \$150,000 and struck the following wording “; provided further, that the department shall submit quarterly reports to the house and senate committees on ways and means containing the most recently available monthly data on the number of families in congregate or other shared shelter placements and the number of families on extended leave from congregate or other shared shelter placements for purposes of social distancing, isolation, quarantine or care of self or another family member related to the 2019 novel coronavirus; provided further, that the department shall submit quarterly reports, broken down by month, to the house and senate committees on ways and means with the most recently available monthly data, including data on the race and ethnicity of all families where available and applicable expressed as a percentage of the total, on: (I) applications for services provided for in this item and in item 7004-0108 as well as requests for services under this item and item 7008-0108, with a request for services defined as any point at which the household seeking services provides information to the department as part of any enrollment, triage, or eligibility determination, regardless of whether a formal application is completed and regardless of whether the contact is by telephone, by office visit, or by other means; (II) front-door entries into the emergency assistance system; (III) applications and requests for services provided in this item and in item 7004-0108 that are denied and the bases of all such denials expressed as a percentage of the total; (IV) applications and requests for services provided for in this item and in item 7004-0108 that do not result in a formal denial, a front-door entry into the emergency assistance system or verified diversion as a result of HomeBASE household assistance

expressed as a percentage of the total; (V) the number of households submitting multiple applications or making multiple requests for services within the previous 1-month period and the previous 6-month period; (VI) diversions as a result of HomeBASE household assistance; (VII) exits from the emergency assistance system, delineated by reason for exit, including at-fault terminations, exits because the household is no longer income eligible, exits through HomeBASE household assistance with no other subsidy and exits to another subsidized or otherwise assisted housing program; (VIII) the number of applications and requests that do not result in the household entering emergency assistance shelter within 48 hours and for which such nonentry is attributable to written denial, pending documentation or verification, no imminent homelessness or household withdrawal of the application; (IX) the number of families transitioned from shelter benefits to affordable, subsidized or otherwise assisted housing through this program; (X) the average, minimum and maximum cost per family of said housing assistance and of emergency assistance under this item; (XI) the number of families served who required further assistance under this item or under item 7004-0108 at a later date; (XII) the type of assistance later required and provided; (XIII) the total number of families receiving assistance under this item or item 7004-0108 that have received assistance under said items during each of the previous 3 years; (XIV) the number of children served under this item broken down by age; (XV) the number of applications and requests from households that became homeless within 12 months of depleting their HomeBASE assistance under item 7004-0108; (XVI) the reasons for homelessness in the applications and requests received under clause (XV) and the number of applications and requests received under said clause (XV) that are denied; and (XVII) the average and maximum length of stay for families currently staying in an emergency assistance shelter placement; provided further, that said reports shall also include the following information from the department of children and families: (i) the number of families assessed for a health and safety risk in the previous quarter; (ii) the number of families determined to be at a substantial health and safety risk; (iii) the number of families receiving multiple health and safety assessments within the previous 6-month period; and (iv) the standards used to determine a substantial health and safety risk; provided further, that the department shall report quarterly to the house and senate committees on ways and means on: (a) the number of families that applied for a transfer from their current shelter placement to a unit that can accommodate their disability-related needs, delineated by reason for the application; (b) the number of families whose applications for reasonable accommodation have been approved but that are waiting for transfer due to lack of available units able to accommodate their disability-related needs, delineated by category of accommodation including, but not limited to, access to cooking facilities, first-floor or elevator access, noncarpeted unit, physical modification to unit, scattered site unit, geographic proximity to service providers and wheelchair accessibility; (c) the number of families currently in shelter units located more than 20 miles away from their home community; (d) the number of families with at least 1 child who attends a school other than the child's school of origin as a result of placement in a shelter unit outside of their home community; and (e) both the average and maximum number of days that families spend in placements under the circumstances described in clauses (b) to (d), inclusive, before being transferred to a shelter unit for which none of the circumstances in said clauses (b) to (d), inclusive, apply; (f) the percentage of applications for a transfer that were approved; and (g) the average number of days and the maximum number of days between the application submission and the approval";

"; provided further, that funds appropriated for this item in fiscal year 2021 shall not revert but shall be made available for this item for these purposes in fiscal year 2022; provided further, the department of housing and community development shall distribute said funds to those currently contracted emergency assistance family shelter providers with

shelter operating gaps identified by the fiscal year 2020 uniform financial report submitted to the operational services division and with operating deficits that are attributable to: (1) shelter maintenance and unit supply costs, (2) unit rental rates that are not aligned to regional fair market rents and (3) professional shelter staff compensation and benefits that are not commensurate with compensation and benefit rates determined by geographic region for similar professional positions, as denoted by the Bureau of Labor Statistics of the United States Department of Labor; provided further, that not later than December 31, 2021, the department shall submit a report to the joint committee on housing detailing the distribution of supplemental funds based on identified operating gaps and deficits”; and

“; provided further, that not less than \$150,000 shall be made available for the creation of an independent ombudsman’s office within the executive office of housing and economic development to receive, investigate and resolve complaints brought by applicants to and participants of the emergency assistance shelter program and related short-term housing transition program under this item and item 7004-0108; provided further, that the ombudsman’s office shall act as an independent mediator and advocate for all applicants and participants in instances including, but not limited to, concerns regarding document requests, inability to contact the department by telephone, delays in placement and denials of services; provided further, that the ombudsman’s office shall have access to all initiated, partially completed and completed applications in order to assess applicants’ and participants’ requests as well as all submitted documentation and case information, including shelter provider notes, domestic violence assessments and sub-contracted provider notes; provided further, that not later than March 1, 2022, the ombudsman’s office shall submit a report to the joint committee on children, families and persons with disabilities and the house and senate committees on ways and means; provided further, that the report shall include, but not be limited to, the following information pertaining to requests for the ombudsman’s services: (A) the number of requests received in the preceding 12-month period, delineated by the program the household is applying for or participating in and including available demographic information of those requesting assistance; (B) the number of requests that pertained to issues arising during the application process; (C) the number of requests that pertained to participants’ experiences at any time after initial entry into the program in question; (D) the nature of the requests; (E) the resolution of the requests; and (F) the average, maximum and minimum length of time for requests to be resolved for each program”.

After remarks, the question on passing item 7004-0101, contained in section 2, in concurrence, the reduction and objections of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at a half past one o’clock P.M., as follows, to wit (yeas 38 - nays 2) [**Yeas and Nays No. 63**]:

**YEAS.**

Barrett, Michael J.	Gomez, Adam
Boncore, Joseph A.	Hinds, Adam G.
Brady, Michael D.	Jehlen, Patricia D.
Brownsberger, William N.	Keenan, John F.
Chandler, Harriette L.	Kennedy, Edward J.
Chang-Diaz, Sonia	Lesser, Eric P.
Collins, Nick	Lewis, Jason M.
Comerford, Joanne M.	Lovely, Joan B.
Creem, Cynthia Stone	Montigny, Mark C.
Crighton, Brendan P.	Moore, Michael O.
Cronin, John J.	Moran, Susan L.

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Cyr, Julian  
DiDomenico, Sal N.  
DiZoglio, Diana  
Eldridge, James B.  
Feeney, Paul R.  
Finegold, Barry R.  
Friedman, Cindy F.  
Gobi, Anne M.

O'Connor, Patrick M.  
Pacheco, Marc R.  
Rausch, Rebecca L.  
Rodrigues, Michael J.  
Rush, Michael F.  
Spilka, Karen E.  
Timilty, Walter F.  
Velis, John C. – 38.

**NAYS.**

Fattman, Ryan C.

Tarr, Bruce E. – 2.

**The yeas and nays having been completed at twenty-seven minutes before two o'clock P.M., item 7004-0101, contained in section 2, stands, in concurrence, notwithstanding the reduction and objections of His Excellency the Governor, two-thirds of the members present and voting having approved the same.**

Item 7004-0102 (Programs for Homeless Individuals) was considered as follows:

Programs for  
Homeless  
Individuals.

7004-0102 For the homelessness program to assist individuals who are homeless or in danger of becoming homeless, including assistance to organizations which provide shelter, transitional housing and services that help individuals avoid entry into shelters or successfully exit shelters; provided, that no organization providing services to the homeless shall receive less than an average per bed, per night rate of \$25; provided further, that no funds shall be expended for costs associated with the homeless management information system; provided further, that the department shall submit quarterly reports to the house and senate committees on ways and means on the contracts awarded to service providers; provided further, that the report shall include, but not be limited to: (i) each contracted service provider; (ii) the amount of the contracts; (iii) a description of the services to be provided; and (iv) the date upon which each contract was executed; provided further, that the full amount appropriated in this item shall be allocated to contracted service providers of homeless individuals in fiscal year 2020; and provided further, that programs currently providing shelter may renegotiate how to use said program's shelter fund, with the agreement of the department and the host municipality, to provide alternative services proven to be effective, including housing first models, transitional housing and diversion away from shelters ..... \$57,855,000.

The Governor struck the following wording “; provided further, that the full amount appropriated in this item shall be allocated to contracted service providers of homeless individuals in fiscal year 2020”.

After remarks, the question on passing item 7004-0102, contained in section 2, in concurrence, the objections of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at twenty-five minutes before two o'clock P.M., as follows, to wit (yeas 37 - nays 3) [**Yeas and Nays No. 64**]:

**YEAS.**

Barrett, Michael J.  
Boncore, Joseph A.  
Brady, Michael D.  
Brownsberger, William N.  
Chandler, Harriette L.

Gomez, Adam  
Hinds, Adam G.  
Jehlen, Patricia D.  
Keenan, John F.  
Kennedy, Edward J.

Chang-Diaz, Sonia  
Collins, Nick  
Comerford, Joanne M.  
Creem, Cynthia Stone  
Crighton, Brendan P.  
Cronin, John J.  
Cyr, Julian  
DiDomenico, Sal N.  
DiZoglio, Diana  
Eldridge, James B.  
Feeney, Paul R.  
Finegold, Barry R.  
Friedman, Cindy F.  
Gobi, Anne M.

Lesser, Eric P.  
Lovely, Joan B.  
Montigny, Mark C.  
Moore, Michael O.  
Moran, Susan L.  
O'Connor, Patrick M.  
Pacheco, Marc R.  
Rausch, Rebecca L.  
Rodrigues, Michael J.  
Rush, Michael F.  
Spilka, Karen E.  
Timilty, Walter F.  
Velis, John C. – 37.

**NAYS.**

Fattman, Ryan C.  
Lewis, Jason M.

Tarr, Bruce E. – 3.

**The yeas and nays having been completed at twenty-one minutes before two o'clock P.M., item 7004-0102, contained in section 2, stands, in concurrence, notwithstanding the objections of His Excellency the Governor, two-thirds of the members present and voting having approved the same.**

Item 7061-9010 (Charter School Temporary Reimbursement and Capital Facilities Payments) was considered as follows:

Charter School Temp  
Reimbursement and  
Capital Facilities  
Payments.

7061-9010 For fiscal year 2022 reimbursements to certain cities, towns and regional school districts of charter school tuition and the per-pupil capital facilities component included in the charter school tuition amount for commonwealth charter schools, as calculated under subsections (ff) and (gg) of section 89 of chapter 71 of the General Laws; provided, that notwithstanding said subsection (ff) of said section 89 of said chapter 71 or any other general or special law to the contrary, the per-pupil capital facilities component of the commonwealth charter school tuition rate for fiscal year 2022 shall be \$938; provided further, that notwithstanding section 25 of chapter 132 of the acts of 2019, the department shall provide under this appropriation not less than 75 per cent of the total eligible state obligation in fiscal year 2022; provided further, that if the amount appropriated is insufficient to fully fund all reimbursements required by said section 89 of said chapter 71, the department shall fund the reimbursements in accordance with the following priorities: (i) the payment of the first year tuition for students previously enrolled in a private or parochial school or homeschooled; (ii) the payment of tuition for siblings where required by subsection (i) of said section 89 of said chapter 71; (iii) the per-pupil capital facilities component; (iv) the 100 per cent increase reimbursement; and (v) the remaining increase reimbursements, beginning with the most recent year; and provided further, that not less than \$2,900,000 shall be expended to ensure that any municipality with a school district which has its total tuition capped by the net school spending provisions of said section 89 of said chapter 71, shall receive a non-pro-rated reimbursement of 100 per cent of its required reimbursement amount under this section.....\$154,604,742.

The Governor reduced this item by \$2,900,000 and struck the following wording “; and provided further, that not less than \$2,900,000 shall be expended to ensure that any

municipality with a school district which has its total tuition capped by the net school spending provisions of said section 89 of said chapter 71, shall receive a non-pro- rated reimbursement of 100 per cent of its required reimbursement amount under this section”.

After remarks, the question on passing item 7061-9010, contained in section 2, in concurrence, the reduction and objections of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at nineteen minutes before two o’clock P.M., as follows, to wit (yeas 40 - nays 0) [Yeas and Nays No. 65]:

**YEAS.**

- |                          |                       |
|--------------------------|-----------------------|
| Barrett, Michael J.      | Gomez, Adam           |
| Boncore, Joseph A.       | Hinds, Adam G.        |
| Brady, Michael D.        | Jehlen, Patricia D.   |
| Brownsberger, William N. | Keenan, John F.       |
| Chandler, Harriette L.   | Kennedy, Edward J.    |
| Chang-Diaz, Sonia        | Lesser, Eric P.       |
| Collins, Nick            | Lewis, Jason M.       |
| Comerford, Joanne M.     | Lovely, Joan B.       |
| Creem, Cynthia Stone     | Montigny, Mark C.     |
| Crichton, Brendan P.     | Moore, Michael O.     |
| Cronin, John J.          | 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.          | Spilka, Karen E.      |
| Finegold, Barry R.       | Tarr, Bruce E.        |
| Friedman, Cindy F.       | Timilty, Walter F.    |
| Gobi, Anne M.            | Velis, John C. – 40.  |

**NAYS – 0.**

**The yeas and nays having been completed at sixteen minutes before two o’clock P.M., item 7061-9010, contained in section 2, stands, in concurrence, notwithstanding the reduction and objections of His Excellency the Governor, two-thirds of the members present and voting having approved the same.**

Item 2310-0200 (Division of Fisheries and Wildlife) was considered as follows:

Division of Fisheries and Wildlife.

2310-0200 For the administration of the division of fisheries and wildlife, including the expenses of the fisheries and wildlife board, the administration of game farms and wildlife restoration projects, wildlife research and management, the administration of fish hatcheries, the improvement and management of lakes, ponds and rivers, fish and wildlife restoration projects, the commonwealth’s share of certain cooperative fisheries and wildlife programs and certain programs reimbursable under the federal Aid to Fish and Wildlife Restoration Act; provided, that not less than \$100,000 shall be expended to the New England Wildlife Center, Inc. in the city known as the town of Weymouth for costs associated with the care, treatment and maintenance of wildlife; provided further, that the division may expend the amount necessary to restore anadromous fish in the Connecticut and Merrimack river systems; and provided further, that no funds shall be spent on the restoration of catadromous fish in the

**UNCORRECTED PROOF.**

Connecticut and Merrimack river systems unless considered necessary by the division ..... \$16,181,737.

The Governor reduced this item by \$100,000 and struck the following wording “; provided, that not less than \$100,000 shall be expended to the New England Wildlife Center, Inc. in the city known as the town of Weymouth for costs associated with the care, treatment and maintenance of wildlife”.

After remarks, the question on passing item 2310-0200, contained in section 2, in concurrence, the reduction and objections of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at a quarter before two o'clock P.M., as follows, to wit (yeas 37 - nays 3) [**Yeas and Nays No. 66**]:

**YEAS.**

- |                          |                       |
|--------------------------|-----------------------|
| Barrett, Michael J.      | Hinds, Adam G.        |
| Boncore, Joseph A.       | Jehlen, Patricia D.   |
| Brady, Michael D.        | Keenan, John F.       |
| Brownsberger, William N. | Kennedy, Edward J.    |
| Chandler, Harriette L.   | Lesser, Eric P.       |
| Collins, Nick            | Lewis, Jason M.       |
| Comerford, Joanne M.     | Lovely, Joan B.       |
| Creem, Cynthia Stone     | Montigny, Mark C.     |
| Crighton, Brendan P.     | Moore, Michael O.     |
| Cronin, John J.          | 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. |
| Feeney, Paul R.          | Rush, Michael F.      |
| Finegold, Barry R.       | Spilka, Karen E.      |
| Friedman, Cindy F.       | Timilty, Walter F.    |
| Gobi, Anne M.            | Velis, John C. – 37.  |
| Gomez, Adam              |                       |

**NAYS.**

- |                   |                     |
|-------------------|---------------------|
| Chang-Diaz, Sonia | Tarr, Bruce E. – 3. |
| Fattman, Ryan C.  |                     |

**The yeas and nays having been completed at eleven minutes before two o'clock P.M., item 2310-0200, contained in section 2, stands, in concurrence, notwithstanding the reduction and objections of His Excellency the Governor, two-thirds of the members present and voting having approved the same.**

Item 2000-0101 (Climate Change Adaptation and Preparedness) was considered as follows:

2000-0101 For the executive office of energy and environmental affairs to coordinate and implement strategies for climate change adaptation and preparedness including, but not limited to: (i) the resiliency of the commonwealth's transportation, energy and public health infrastructures; (ii) built environments; (iii) municipal assistance; (iv) improved data collection and analysis; (v) enhanced planning; and (vi) improved resiliency through the strengthening and revitalization of natural resources, including marshes and other wetlands; provided, that the executive office may enter into interagency service agreements to facilitate and accomplish these

Climate Change  
Adaptation and  
Preparedness.

efforts; provided further, that not later than February 3, 2022 the executive office of energy and environmental affairs shall submit a report to the house and senate committees on ways and means that shall include, but not be limited to: (a) the commonwealth's multi-year plan for developing a climate change resiliency plan and response strategy; (b) plans to support local partners in climate change adaptation and resiliency; (c) an analysis of the differing effects of climate change in different geographic, ecological, and coastal regions of the state, including urban, suburban and rural homes; (d) a review of the environmental justice impacts of climate change on communities of color; and (e) a detailed breakdown of all expenditures made under this item; provided further, that funds shall be expended for the hiring of environmental justice staff whose responsibilities may include, but not be limited to, mitigating, adapting and preparing for the environmental justice impacts of climate change, establishing and implementing environmental justice policies, strategies and priorities within the executive office of energy and environmental affairs and coordinating with other state agencies and departments to promote and secure environmental justice; provided further, that not later than February 3, 2022, the executive office shall submit a report to the house and senate committees on ways and means that shall include, but not be limited to: (1) the number of full-time equivalent positions assigned to the executive office's environmental justice staff; (2) the responsibilities held by the executive office's environmental justice staff; and (3) the status of environmental justice policies, strategies and initiatives being pursued for both the current and coming fiscal years; and provided further, that not later than December 30, 2021, the executive office shall submit a report to the house and senate committees on ways and means, the house and senate committees on global warming and climate change, the joint committee on transportation and the joint committee on telecommunications, utilities and energy that shall include the status of its efforts to enhance port infrastructure for the development of offshore wind ..... \$2,213,999.

The Governor struck the following wording “; provided further, that not later than February 3, 2022, the executive office shall submit a report to the house and senate committees on ways and means that shall include, but not be limited to: (1) the number of full-time equivalent positions assigned to the executive office's environmental justice staff; (2) the responsibilities held by the executive office's environmental justice staff; and (3) the status of environmental justice policies, strategies and initiatives being pursued for both the current and coming fiscal years”.

After remarks, the question on passing item 2000-0101, contained in section 2, in concurrence, the objections of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at nine minutes before two o'clock P.M., as follows, to wit (yeas 38 - nays 2) [**Yeas and Nays No. 67**]:

**YEAS.**

- |                          |                     |
|--------------------------|---------------------|
| Barrett, Michael J.      | Gomez, Adam         |
| Boncore, Joseph A.       | Hinds, Adam G.      |
| Brady, Michael D.        | Jehlen, Patricia D. |
| Brownsberger, William N. | Keenan, John F.     |
| Chandler, Harriette L.   | Kennedy, Edward J.  |
| Chang-Diaz, Sonia        | Lesser, Eric P.     |
| Collins, Nick            | Lewis, Jason M.     |
| Comerford, Joanne M.     | Lovely, Joan B.     |
| Creem, Cynthia Stone     | Montigny, Mark C.   |

**UNCORRECTED PROOF.**

Crichton, Brendan P.  
Cronin, John J.  
Cyr, Julian  
DiDomenico, Sal N.  
DiZoglio, Diana  
Eldridge, James B.  
Feeney, Paul R.  
Finegold, Barry R.  
Friedman, Cindy F.  
Gobi, Anne M.

Moore, Michael O.  
Moran, Susan L.  
O'Connor, Patrick M.  
Pacheco, Marc R.  
Rausch, Rebecca L.  
Rodrigues, Michael J.  
Rush, Michael F.  
Spilka, Karen E.  
Timilty, Walter F.  
Velis, John C. – 38.

**NAYS.**

Fattman, Ryan C.

Tarr, Bruce E. – 2.

**The yeas and nays having been completed at six minutes before two o'clock P.M., item 2000-0101, contained in section 2, stands, in concurrence, notwithstanding the objections of His Excellency the Governor, two-thirds of the members present and voting having approved the same.**

Item 2511-0100 (Department of Agricultural Resources) was considered as follows:

Dept of Agricultural Resources.

2511-0100 For the operation of the department of agricultural resources, including the division of administration, the integrated pest management program, the board of agriculture, the division of agricultural markets, the division of animal health, the division of agricultural conservation and technical assistance, the division of crop and pest services, including a program of laboratory services at the University of Massachusetts at Amherst, the expenses of the pesticide board and agency costs associated with the administration of other boards, commissions and committees chaired by the department; provided, that not less than \$120,000 shall be expended for the Massachusetts Farm to School Project, LLC; provided further, that not less than \$300,000 shall be expended for the Massachusetts Food Trust Program established under section 65 of chapter 23A of the General Laws; provided further, that not less than \$175,000 shall be expended for the apiary inspection program; provided further, that not less than \$100,000 shall be expended for control efforts and monitoring of the spotted lanternfly; provided further, that not less than \$750,000 shall be expended to enhance the Buy Local effort in western, central, northeastern and southeastern Massachusetts; provided further, that any buy local effort included in this item shall include locally-harvested seafood including, but not limited to, fish and shellfish; provided further, that not less than \$100,000 shall be expended to the Natick Community Organic Farm, Inc., if matched by private donations, for the reconstruction of the historic barn which was destroyed in a fire in March 2021; provided further, that not less than \$75,000 shall be expended for Greenagers, Inc. teen and young adult environmental programming; provided further, that not less than \$25,000 shall be expended for Medway Community Farm, Inc. for the development and maintenance of a community garden in the town of Medway; provided further, that not less than \$25,000 shall be expended for a Saugus animal control vehicle; provided further, that not less than \$50,000 shall be expended for the creation and operation of a commission consisting of the following members: the commissioner of environmental protection, or a designee, who shall serve as chair; the commissioner of agricultural resources, or a designee; the commissioner of public health, or a designee; the director of the division of fisheries and wildlife, or a designee; and a representative of a land trust or other group with expertise in invasive plant

management, who shall be designated by the joint committee on environment, natural resources and agriculture; provided further, that such commission shall conduct a scientific review of the potential impacts of glyphosate and its most common alternative herbicides on the environment and public health, including a review, undertaken in collaboration with the natural heritage and endangered species program, of the potential impacts of glyphosate and most common alternative herbicides on: (i) all species of plants and animals that have been determined to be endangered, threatened, or of special concern pursuant to chapter 131A of the General Laws; and (ii) all significant habitats designated pursuant to said chapter 131A; provided further, that the commission may expend any portion of its funds it deems necessary to enable the collaboration of the natural heritage and endangered species program; provided further, that the pesticide subcommittee established under section 3A of chapter 132B of the General Laws shall use said scientific review as part of an individual review conducted under 333 C.M.R. 8.03 to determine whether current uses of glyphosate pose unreasonable adverse effects to the environment, and whether current registered uses of glyphosate should be altered or suspended; provided further, that the department shall submit the results of both the scientific review and individual review to the joint committee on environment, natural resources and agriculture no later than December 31, 2021; provided further, that not less than \$50,000 shall be expended for Waltham Fields Community Farm; provided further, that not less than \$100,000 shall be expended for the Homeless Animal Prevention and Care Fund; provided further, that \$25,000 shall be expended to Flats Mentor Farm for on-farm infrastructure development improvements; provided further, that not less than \$50,000 shall be expended for Sustainable CAPE – Center for Agricultural Preservation & Education for a local food access, education and affordability program; and provided further, that not less than \$100,000 shall be expended for costs to provide technical and financial assistance, including, but not limited to, facility improvements and staff training, to upgrade custom slaughter operations and exempt poultry operations to United States Department of Agriculture inspected operations ..... \$9,226,466.

The Governor reduced this item by \$50,000 and struck the following wording “; provided further, that not less than \$50,000 shall be expended for the creation and operation of a commission consisting of the following members: the commissioner of environmental protection, or a designee, who shall serve as chair; the commissioner of agricultural resources, or a designee; the commissioner of public health, or a designee; the director of the division of fisheries and wildlife, or a designee; and a representative of a land trust or other group with expertise in invasive plant management, who shall be designated by the joint committee on environment, natural resources and agriculture; provided further, that such commission shall conduct a scientific review of the potential impacts of glyphosate and its most common alternative herbicides on the environment and public health, including a review, undertaken in collaboration with the natural heritage and endangered species program, of the potential impacts of glyphosate and most common alternative herbicides on: (i) all species of plants and animals that have been determined to be endangered, threatened, or of special concern pursuant to chapter 131A of the General Laws; and (ii) all significant habitats designated pursuant to said chapter 131A; provided further, that the commission may expend any portion of its funds it deems necessary to enable the collaboration of the natural heritage and endangered species program; provided further, that the pesticide subcommittee established under section 3A of chapter 132B of the General Laws shall use said scientific review as part of an individual review conducted under 333 C.M.R. 8.03 to determine whether current uses of glyphosate pose unreasonable

adverse effects to the environment, and whether current registered uses of glyphosate should be altered or suspended; provided further, that the department shall submit the results of both the scientific review and individual review to the joint committee on environment, natural resources and agriculture no later than December 31, 2021”.

After remarks, the question on passing item 2511-0100, contained in section 2, in concurrence, the reduction and objections of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at one minute past two o'clock P.M., as follows, to wit (yeas 39 - nays 1) **[Yeas and Nays No. 68]**:

**YEAS.**

Barrett, Michael J.	Hinds, Adam G.
Boncore, Joseph A.	Jehlen, Patricia D.
Brady, Michael D.	Keenan, John F.
Brownsberger, William N.	Kennedy, Edward J.
Chandler, Harriette L.	Lesser, Eric P.
Chang-Diaz, Sonia	Lewis, Jason M.
Collins, Nick	Lovely, Joan B.
Comerford, Joanne M.	Montigny, Mark C.
Creem, Cynthia Stone	Moore, Michael O.
Crighton, Brendan P.	Moran, Susan L.
Cronin, John J.	O'Connor, Patrick M.
Cyr, Julian	Pacheco, Marc R.
DiDomenico, Sal N.	Rausch, Rebecca L.
DiZoglio, Diana	Rodrigues, Michael J.
Eldridge, James B.	Rush, Michael F.
Feeney, Paul R.	Spilka, Karen E.
Finegold, Barry R.	Tarr, Bruce E.
Friedman, Cindy F.	Timilty, Walter F.
Gobi, Anne M.	Velis, John C. – 39.
Gomez, Adam	

**NAYS.**

Fattman, Ryan C. – 1.

**The yeas and nays having been completed at five minutes past two o'clock P.M., item 2511-0100, contained in section 2, stands, in concurrence, notwithstanding the reduction and objections of His Excellency the Governor, two-thirds of the members present and voting having approved the same.**

SECTION 99 (Charitable Deduction Delay) was considered as follows:

Charitable Deduction  
Delay.

SECTION 99. Notwithstanding subparagraph (13) of paragraph (a) of Part B of section 3 of chapter 62 of the General Laws, a deduction under said subparagraph (13) of said paragraph (a) of said Part B of said section 3 of said chapter 62 shall not be allowed for the taxable year beginning January 1, 2022.

The Governor having disapproved said item.

After debate, the question on passing section 99, in concurrence, the disapproval of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at twenty-four minutes past two o'clock P.M., as follows, to wit (yeas 34 - nays 6) **[Yeas and Nays No. 69]**:

YEAS.

Barrett, Michael J.  
 Boncore, Joseph A.  
 Brady, Michael D.  
 Brownsberger, William N.  
 Chandler, Harriette L.  
 Chang-Diaz, Sonia  
 Collins, Nick  
 Comerford, Joanne M.  
 Creem, Cynthia Stone  
 Crighton, Brendan P.  
 Cronin, John J.  
 Cyr, Julian  
 DiDomenico, Sal N.  
 Eldridge, James B.  
 Feeney, Paul R.  
 Finegold, Barry R.  
 Friedman, Cindy F.

Gobi, Anne M.  
 Gomez, Adam  
 Hinds, Adam G.  
 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.  
 Rausch, Rebecca L.  
 Rodrigues, Michael J.  
 Rush, Michael F.  
 Spilka, Karen E.  
 Velis, John C. – 34.

NAYS.

DiZoglio, Diana  
 Fattman, Ryan C.  
 O'Connor, Patrick M.

Pacheco, Marc R.  
 Tarr, Bruce E.  
 Timilty, Walter F. – 6.

**The yeas and nays having been completed at twenty-nine minutes past two o'clock P.M., section 99 stands, in concurrence, notwithstanding the disapproval of His Excellency the Governor, two-thirds of the members present and voting having approved the same.**

SECTION 121 (COVID-19 Impacts on Children’s Behavioral Health Study) was considered as follows:

COVID-19 Impacts  
 on Children’s  
 Behavioral Health  
 Study.

SECTION 121. (a) The children’s behavioral health advisory council, established in section 16Q of chapter 6A of the General Laws, shall conduct an analysis of the existing and anticipated impacts of the COVID-19 pandemic on children’s behavioral health and the associated provision of services and supports. In conducting the analysis, the council shall consult with and seek input from children who are consumers of behavioral health services and their family members; provided, however, that for the purposes of this section, “children” shall include any person under the age of 22. (b) The analysis shall include: (i) an evaluation of the impacts of the COVID-19 pandemic across the current continuum of behavioral health care and services provided to children and families including, but not limited to, in the following settings: (A) home; (B) healthcare facilities; (C) school; and (D) within the community; (ii) identification of and recommended solutions for addressing barriers to care within the current continuum of behavioral health care and barriers to services as a result of the COVID-19 pandemic, including, but not limited to, barriers to care for underserved or underrepresented populations based on culture, race, ethnicity, language, disability, gender identity, sexual orientation, geographic location or age during the COVID-19 pandemic; (iii) suggested remedies to increase geographic equity and improve accessibility to an equitable, culturally-competent, affordable and clinically appropriate continuum of behavioral health care; (iv) identification of, and recommended solutions for addressing, current behavioral health workforce challenges including, but not limited to: (A) existing workforce pipeline issues; (B) emerging workforce needs; and (C)

the availability of trauma-informed supports and services for children’s behavioral health practitioners, teachers and staff; (v) an evaluation of the impact of remote learning and service provision on children who are consumers of behavioral health services; (vi) a comparison of services provided to children who were consumers of behavioral health services during the 2020 to 2021 school year as compared to analogous services delivered during the 2018 to 2019 school year; (vii) an evaluation of disciplinary actions and emerging disciplinary trends as a result of COVID-19 pandemic-related trauma including, but not limited to, any disproportionate impacts on children who are consumers of behavioral health services; (viii) an evaluation of, and recommended solutions for addressing, the social and emotional needs of children including, but not limited to, an evaluation of social and emotional learning in schools; (ix) the impacts of closures of units and elimination of children’s behavioral health services including, but not limited to, access to clinically appropriate services, geographic disparities, economic disparities and strategies to prevent future unit and service closures that affect children in need of these services; and (x) any other factors the council deems relevant for addressing the barriers to the delivery of an equitable, culturally-competent, affordable and clinically-appropriate continuum of behavioral health care and services to children who are consumers of behavioral health services and their families. 401 (c) The council shall file an interim report describing any initial recommendations and issues requiring further study with the clerks of the senate and house of representatives and the senate and house committees on ways and means not later than November 15, 2021; provided, however, that the council may file such additional interim recommendations as it deems necessary. (d) The council shall hold not less than 2 regional listening sessions and accept public comment from impacted children and their families including, but not limited to, underserved or underrepresented children and their families, prior to filing the interim report under subsection (c) and shall hold not less than 3 additional regional listening session and accept public comment, including from underserved or underrepresented children and their families, prior to filing its final report under subsection (e); provided, however, that the council may hold virtual public hearings if it is deemed to be in the interest of public health. (e) The council shall file its final report and its recommendations with the clerks of the senate and house of representatives and the senate and house committees on ways and means not later than March 15, 2022.

The Governor having disapproved said item.

After remarks, the question on passing section 121, in concurrence, the disapproval of His Excellency the Governor to the contrary notwithstanding, was determined by a call of the yeas and nays, as required by Chapter I, Section I, Article II, of the Constitution, at twenty-nine minutes before three o’clock P.M., as follows, to wit (yeas 39 - nays 1) **[Yeas and Nays No. 70]**:

**YEAS.**

- |                          |                     |
|--------------------------|---------------------|
| Barrett, Michael J.      | Gomez, Adam         |
| Boncore, Joseph A.       | Hinds, Adam G.      |
| Brady, Michael D.        | Jehlen, Patricia D. |
| Brownsberger, William N. | Keenan, John F.     |
| Chandler, Harriette L.   | Kennedy, Edward J.  |
| Chang-Diaz, Sonia        | Lesser, Eric P.     |
| Collins, Nick            | Lewis, Jason M.     |
| Comerford, Joanne M.     | Lovely, Joan B.     |
| Creem, Cynthia Stone     | Montigny, Mark C.   |
| Crighton, Brendan P.     | Moore, Michael O.   |
| Cronin, John J.          | Moran, Susan L.     |

Cyr, Julian  
DiDomenico, Sal N.  
DiZoglio, Diana  
Eldridge, James B.  
Fattman, Ryan C.  
Feeney, Paul R.  
Finegold, Barry R.  
Friedman, Cindy F.  
Gobi, Anne M.

O'Connor, Patrick M.  
Pacheco, Marc R.  
Rausch, Rebecca L.  
Rodrigues, Michael J.  
Rush, Michael F.  
Spilka, Karen E.  
Timilty, Walter F.  
Velis, John C. – 39.

**NAYS.**

Tarr, Bruce E. – 1.

**The yeas and nays having been completed at six minutes past three o'clock P.M., section 121 stands, in concurrence, notwithstanding the disapproval of His Excellency the Governor, two-thirds of the members present and voting having approved the same.**

*Recess.*

There being no objection, at eight minutes past three o'clock P.M., the Chair (Ms. Creem) declared a recess, subject to the call of the Chair; and at eleven minutes before four o'clock P.M., the Senate reassembled, Mr. Brownsberger in the Chair.

Recess.

**PAPERS FROM THE HOUSE.**

*Engrossed Bills Returned with Recommendation of Amendment.*

A message from His Excellency the Governor, returning with recommendation of amendment the engrossed Bill relative to certain statutory funds and transfers of appropriations (see House, No. 4004) [being the text contained in sections 7, 102 and 103 of the General Appropriation Bill (see House, No. 4002) [for message, see Attachment D of House, No. 4019],— came from the House with the endorsement that the House had *rejected* the amendment recommended by the Governor, and had adopted the following amendment by striking out all after the enacting clause and inserting in place thereof the following:-

Transfers of appropriations.

“SECTION 1. Chapter 10 of the General Laws is hereby amended by inserting after section 35PPP the following 2 sections:-

Section 35QQQ. (a) There shall be established and set up on the books of the commonwealth a Revere Beach Reservation Trust Fund to be expended, without further appropriation, by the secretary of energy and environmental affairs for the long-term preservation, maintenance, nourishment and public safety of Revere beach in the city of Revere. Any balance in the fund at the end of the fiscal year shall not revert to the General Fund, but shall remain available for expenditure in subsequent fiscal years. No expenditure made from the fund shall cause the fund to become deficient at any point during a fiscal year. Annually, not later than October 1, a report shall be filed with the clerks of the senate and house of representatives and the house and senate committees on ways and means that shall include projects undertaken, expenditures made and income received by the fund.

(b) Not less than 50 per cent of the revenue collected by the department of conservation and recreation from parking stations installed on or after January 1, 2021 and not less than 50 per cent of the revenues generated through parking violations within the Revere beach reservation shall be deposited into the Revere Beach Reservation Trust Fund. Expenditures by the trust shall be used for capital improvements to Revere beach reservation.

(c) Annually, not later than November 30, the department of conservation and recreation shall meet with the mayor of the city of Revere to discuss the maintenance and safety plan for the beach for the next calendar year and the balance and expenditures from the Revere Beach Reservation Trust Fund.

Section 35RRR. There shall be established and set up on the books of the commonwealth a separate fund known as the Student Opportunity Act Investment Fund. The fund shall be credited with: (i) appropriations or other money authorized or transferred by the general court and specifically designated to be credited to the fund; (ii) funds from public and private sources, including, but not limited to gifts, grants and donations; and (iii) any interest earned on such money. Amounts credited to the fund shall be expended, subject to appropriation, for the implementation of chapter 132 of the acts of 2019. Money remaining in the fund at the end of a fiscal year shall not revert to the General Fund. The fund shall not be subject to section 5C of chapter 29.

SECTION 2. Notwithstanding any general or special law to the contrary, upon determination by the secretary of administration and finance that revenues for fiscal year 2022, estimated pursuant to section 5B of chapter 29 of the General Laws, are consistent with the estimates used in the general appropriation act for fiscal year 2022, and that no allotment reductions are needed pursuant to sections 9B and 9C of said chapter 29, the comptroller shall, not later than October 15, 2021, establish a monthly schedule for the duration of said fiscal year transferring no less than: (i) \$350,000,000 to the Student Opportunity Act Investment Fund, established in section 35RRR of chapter 10 of the General Laws; and (ii) \$250,000,000 into the Commonwealth's Pension Liability Fund established in subsection (e) of subdivision (8) of section 22 of chapter 32 of the General Laws; provided, however, that if the secretary determines that the revenue estimates made pursuant to said section 5B of said chapter 29 are inconsistent with those used in the general appropriation act for fiscal year 2022 and insufficient to make said transfers in full, the comptroller shall prorate said transfers to accommodate the updated revenue estimates; and provided further, that if said transfers are prorated, before transferring the consolidated net surplus in the budgetary funds to the Commonwealth Stabilization Fund pursuant to section 5C of said chapter 29, the comptroller shall determine if there is sufficient revenue to increase said transfers up to the full amounts in this section and shall dispose of the consolidated net surplus in the budgetary funds for fiscal year 2022 to proportionately increase said transfers up to the full amounts.

SECTION 3. Section 35RRR of chapter 10 of the General Laws shall take effect as of June 30, 2021.

SECTION 4. Except as otherwise specified, this act shall take effect as of July 1, 2021."

The message was read; and, under the provisions of Article LVI of the Amendments to the Constitution, the bill was before the Senate subject to amendment and re-enactment.

The rules were suspended, on motion of Mr. Keenan, and the matter was considered forthwith.

The same Senator moved that the Senate *reject* the Governor's amendment and that the House amendment be adopted.

After debate, the question on rejection of the Governor's recommendation of amendment was determined by a call of the yeas and nays, on motion of Mr. Tarr, at six minutes before four o'clock P.M., as follows, to wit (yeas 3 — nays 36) [**Yeas and Nays No. 71**]:

**YEAS.**

Fattman, Ryan C.  
O'Connor, Patrick M.

Tarr, Bruce E. — **3.**

**NAYS.**

Barrett, Michael J.  
 Boncore, Joseph A.  
 Brady, Michael D.  
 Brownsberger, William N.  
 Chandler, Harriette L.  
 Chang-Diaz, Sonia  
 Collins, Nick  
 Comerford, Joanne M.  
 Creem, Cynthia Stone  
 Crighton, Brendan P.  
 Cronin, John J.  
 Cyr, Julian  
 DiDomenico, Sal N.  
 DiZoglio, Diana  
 Eldridge, James B.  
 Feeney, Paul R.  
 Finegold, Barry R.  
 Friedman, Cindy F.

Gobi, Anne M.  
 Gomez, Adam  
 Hinds, Adam G.  
 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.  
 Pacheco, Marc R.  
 Rausch, Rebecca L.  
 Rodrigues, Michael J.  
 Rush, Michael F.  
 Timilty, Walter F.  
 Velis, John C. – 36.

**The yeas and nays having been completed at four minutes past four o'clock P.M., the Governor's amendment was *rejected*.**

**The House amendment was then considered; and it was adopted, in concurrence. Sent to the House for re-enactment.**

A message from His Excellency the Governor, returning with recommendation of amendment the engrossed Bill repealing certain tax expenditures (see House, No. 4008) [being the text contained in sections 23, 30, 32, 33, 34 and 145 of the General Appropriation Bill (see House, No. 4002)] [for message, see Attachment H of House, No. 4019],-- came from the House with endorsement that the House *rejected* the amendment recommended by the Governor (as approved by committee on Bills in the Third Reading).

Tax expenditures,--  
 repeal.

The message was read; and, under the provisions of Article LVI of the Amendments to the Constitution, the bill was before the Senate subject to amendment and re-enactment.

The rules were suspended, on motion of Ms. Rausch, and the matter was considered forthwith.

After debate, the question on the adoption of the Governor's recommendation of amendment was determined by a call of the yeas and nays, on motion of Mr. Tarr, at nine minutes past four o'clock P.M., as follows, to wit (yeas 3 — nays 36) [**Yeas and Nays No. 72**]:

**YEAS.**

Fattman, Ryan C.  
 Pacheco, Marc R.

Tarr, Bruce E. – 3.

**NAYS.**

Barrett, Michael J.  
 Boncore, Joseph A.  
 Brady, Michael D.  
 Brownsberger, William N.  
 Chandler, Harriette L.  
 Chang-Diaz, Sonia  
 Collins, Nick

Gobi, Anne M.  
 Gomez, Adam  
 Hinds, Adam G.  
 Jehlen, Patricia D.  
 Keenan, John F.  
 Kennedy, Edward J.  
 Lesser, Eric P.

Comerford, Joanne M.  
Creem, Cynthia Stone  
Crighton, Brendan P.  
Cronin, John J.  
Cyr, Julian  
DiDomenico, Sal N.  
DiZoglio, Diana  
Eldridge, James B.  
Feeney, Paul R.  
Finegold, Barry R.  
Friedman, Cindy F.

Lewis, Jason M.  
Lovely, Joan B.  
Montigny, Mark C.  
Moore, Michael O.  
Moran, Susan L.  
O'Connor, Patrick M.  
Rausch, Rebecca L.  
Rodrigues, Michael J.  
Rush, Michael F.  
Timilty, Walter F.  
Velis, John C. – 36.

**The yeas and nays having been completed at a quarter past four o'clock P.M., the Governor's amendment was *rejected*, in concurrence.  
Sent to the House for re-enactment.**

A message from His Excellency the Governor, returning with recommendation of amendment the engrossed Bill relative to the taxation of pass-through entities (see House, No. 4009) [being the text contained in section 39 of the General Appropriation Bill (see House, No. 4002)] [for message, see Attachment I of House, No. 4019],-- came from the House with endorsement that the House *rejected* the amendment recommended by the Governor (as approved by committee on Bills in the Third Reading).

Pass-through entities,-- taxation.

The message was read; and, under the provisions of Article LVI of the Amendments to the Constitution, the bill was before the Senate subject to amendment and re-enactment.

The rules were suspended, on motion of Ms. Creem, and the matter was considered forthwith.

After debate, the question on the adoption of the Governor's recommendation of amendment was determined by a call of the yeas and nays, on motion of Mr. Tarr, at nineteen minutes past four o'clock P.M., as follows, to wit (yeas 3 — nays 36) [**Yeas and Nays No. 73**]:

**YEAS.**

Fattman, Ryan C.  
O'Connor, Patrick M.

Tarr, Bruce E. – 3.

**NAYS.**

Barrett, Michael J.  
Boncore, Joseph A.  
Brady, Michael D.  
Brownsberger, William N.  
Chandler, Harriette L.  
Chang-Diaz, Sonia  
Collins, Nick  
Comerford, Joanne M.  
Creem, Cynthia Stone  
Crighton, Brendan P.  
Cronin, John J.  
Cyr, Julian  
DiDomenico, Sal N.  
DiZoglio, Diana  
Eldridge, James B.  
Feeney, Paul R.

Gobi, Anne M.  
Gomez, Adam  
Hinds, Adam G.  
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.  
Pacheco, Marc R.  
Rausch, Rebecca L.  
Rodrigues, Michael J.  
Rush, Michael F.

Finegold, Barry R.  
Friedman, Cindy F.

Timilty, Walter F.  
Velis, John C. – 36.

**The yeas and nays having been completed at a half past four o'clock P.M., the Governor's amendment was rejected, in concurrence.  
Sent to the House for re-enactment.**

A message from His Excellency the Governor, returning with recommendation of amendment the engrossed Bill relative to the distribution of certain grants to regional tourism councils (see House, No. 4015) [being the text contained in sections 116 and 117 of the General Appropriation Bill (see House, No. 4002)] [for message, see Attachment O of House, No. 4019],-- came from the House with endorsement that the House adopted the amendment recommended by the Governor (as approved by committee on Bills in the Third Reading), as follows:

Regional tourism councils,-- grants.

By striking all after the enacting clause and inserting in place thereof the following:

“SECTION 1. Notwithstanding any other general or special law to the contrary, grants from the amounts collected pursuant to subsection (a) of section 13T of chapter 23A of the General Laws allocated to regional tourism councils pursuant to clause (ii) of subsection (d) of said section 13T for fiscal year 2022 shall be distributed no later than September 30, 2021 pursuant to a transfer schedule determined by the executive office for administration and finance.

SECTION 2. Notwithstanding any other general or special law to the contrary, grants from the amounts collected pursuant to subsection (b) of section 13T of chapter 23A of the General Laws allocated to regional tourism councils pursuant to clause (ii) of subsection (d) of said section 13T for fiscal year 2021 shall be distributed no later than December 30, 2021 pursuant to a transfer schedule determined by the executive office for administration and finance.

SECTION 3. This act shall take effect as of July 1, 2021.”

The message was read; and, under the provisions of Article LVI of the Amendments to the Constitution, the bill was before the Senate subject to amendment and re-enactment.

The rules were suspended, on motion of Mr. Tarr, and the Governor's amendment was considered forthwith.

After remarks, the question on the adoption of the Governor's recommendation of amendment was determined by a call of the yeas and nays, on motion of Mr. Tarr, at twenty-six minutes before five o'clock P.M., as follows, to wit (yeas 39 — nays 0) [**Yeas and Nays No. 74**]:

**YEAS.**

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

Gomez, Adam  
Hinds, Adam G.  
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.

**UNCORRECTED PROOF.**

DiZoglio, Diana  
Eldridge, James B.  
Fattman, Ryan C.  
Feeney, Paul R.  
Finegold, Barry R.  
Friedman, Cindy F.  
Gobi, Anne M.

Rausch, Rebecca L.  
Rodrigues, Michael J.  
Rush, Michael F.  
Tarr, Bruce E.  
Timilty, Walter F.  
Velis, John C. – 39.

**NAYS – 0.**

**The yeas and nays having been completed at twenty-one minutes before five o'clock P.M., the Governor's amendment was adopted, in concurrence.  
Sent to the House for re-enactment.**

A message from His Excellency the Governor, returning with recommendation of amendment the engrossed Bill relative to alternative compliance payment liens (see House, No. 4006) [being the text contained in section 12 of the General Appropriation Bill (see House, No. 4002)] [for message, see Attachment F of House, No. 4019],— came from the House with endorsement that the House adopted the amendment recommended by the Governor (as approved by committee on Bills in the Third Reading), as follows:

Payment liens.

By striking all after the enacting clause and inserting in place thereof the following:

“SECTION 1. Chapter 25A of the General Laws is hereby amended by adding the following section:-

Section 18. (a) Upon issuance by the department of a notice of non-compliance, any alternative compliance payment, as defined in 225 CMR 14.02, owed by a retail electric supplier pursuant to sections 11F, 11F1/2 and 17, including any interest, additional amount, addition to debt or assessable penalty under section 7, together with any costs that may accrue in addition thereto, shall constitute a debt to the department. Such debt shall also be a lien in favor of the department upon all property and rights to property, whether real or personal, belonging to the indebted retail electric supplier, including property acquired after the lien arises. The lien shall arise 30 days after the department issues the first notice of non-compliance and shall continue until: (1) the debt is satisfied; (2) a judgment against the retail electric supplier arising out of such debt is satisfied; (3) any such debt or judgment is discharged by the department by a waiver or release under subsection (d); or (4) any such debt or judgment becomes unenforceable by reason of the lapse of time. The lien created in favor of the department for any such alternative compliance payment shall remain in effect for a period of 10 years after issuance of the notice of non-compliance. For a bankruptcy case under the United States Code, the running of the period of limitations in this section shall be suspended for: (i) the period during which the department is prohibited by reason of such case from collecting the lien and (ii) the period during which a plan for payment of the lien is in effect and 6 months thereafter. The running of the period of limitations in this section shall be suspended for the period during which the payment or collection is stayed pursuant to the retail electric supplier contesting the lien. If the lien would extend beyond its initial or any subsequent 10-year period, the department may refile its notice of lien. If any such notice of lien is refiled within the required refiling period, as defined in section 6323(g)(3) of the Internal Revenue Code, the lien in favor of the department shall relate back to the date of the first such lien filing. The department shall promulgate such regulations as may be necessary for the implementation of this subsection.

(b) A lien imposed by this section shall not be perfected as against any mortgagee, pledgee, purchaser, creditor or judgment creditor until notice thereof has been filed by the department:

(1) with respect to real property or fixtures, in the registry of deeds of the county where such property is situated; and

(2) with respect to personal property other than fixtures, in the filing office in which the filing of a financing statement would perfect, under article 9 of chapter 106, an attached nonpossessory security interest in tangible personal property belonging to the retail electric supplier liable to pay the alternative compliance payment as if the retail electric supplier were located in the commonwealth under section 9-307 of said chapter 106. The filing of any such lien or of a waiver or release of any such lien shall be received and registered or recorded without payment of any fee in the commonwealth.

(c) In any case where an alternative compliance payment becomes due upon issuance of a notice of non-compliance, the department, in addition to other modes of relief, may direct a civil action to be filed in a superior court of the commonwealth to collect the debt or enforce the lien of the department under this section with respect to such liability, or to subject any property of whatever nature, of the indebted retail electric supplier, or in which the supplier has any right, title or interest, to the payment of such liability.

(d) The department may issue a waiver or release of any lien imposed by this section. Such waiver or release shall be conclusive evidence that the lien upon the property covered by the waiver or release is extinguished. The department shall issue a waiver or release of any lien imposed by this section in any case where the debt for which such lien attached has been paid or legally abated.

SECTION 2. This act shall take effect as of July 1, 2021.”

The message was read; and, under the provisions of Article LVI of the Amendments to the Constitution, the bill was before the Senate subject to amendment and re-enactment.

**The rules were suspended, on motion of Ms. Lovely, and the Governor’s amendment was considered forthwith.**

**On motion of the same Senator, the Governor’s amendment was adopted, in concurrence.**

**Sent to the House for re-enactment.**

A message from His Excellency the Governor, returning with recommendation of amendment the engrossed Bill relative sexual assault evidence kits (see House, No. 4013) [being the text contained in sections 74 and 119 of the General Appropriation Bill (see House, No. 4002) [for message, see Attachment M of House, No. 4019],— came from the House with the endorsement that the House had *rejected* the amendment recommended by the Governor, and had adopted the following amendment by striking out all after the enacting clause and inserting in place thereof the following:-

“SECTION 1. Section 2A of chapter 5 of the acts of 2019 is hereby amended by striking out item 8100-1014, as amended by section 40 of chapter 142 of the acts of 2019, and inserting in place thereof the following item:-

8100-1014. For costs associated with the collection and testing of all previously untested investigatory sexual assault evidence kits by the crime laboratory within the department of state police or by an accredited private crime laboratory designated by the secretary of public safety and security; provided, that all previously untested investigatory sexual assault evidence kits shall be tested within 180 days of the effective date of this act; provided further, that for the purposes of this item, “previously untested investigatory sexual assault evidence kits” shall mean any sexual assault evidence kit or additional evidence collected contemporaneously with such kit that has not been subjected to a forensic DNA analysis intended to develop an autosomal DNA profile that is eligible for entry into CODIS and the state DNA databases; and provided further, that any unexpended funds in this item shall not revert but shall be made available for the purposes of this item until June 30, 2022.....\$8,000,000.

Sexual assault  
evidence kits.

SECTION 2. (a) Notwithstanding any general or special law to the contrary, all previously untested investigatory sexual assault evidence kits which contain quantity limited evidence, as defined in 515 CMR 8.02, shall be identified by the state police crime laboratory within 90 days of the effective date of this act. Within said 90-day period, the state police crime laboratory shall notify the relevant prosecuting district attorney's office and each district attorney's office shall notify individuals who submitted to a sexual assault evidence kit if: (i) their kits contain quantity limited evidence; and (ii) the district attorney's office has not authorized the state police crime laboratory to proceed with testing.

(b) Notwithstanding any general or special law to the contrary, all previously untested investigatory sexual assault evidence kits which are not identified by the state police crime laboratory as quantity limited evidence, as defined in 515 CMR 8.02, in accordance with subsection (a), shall be transferred within 180 days of the effective date of this act to an accredited public or private crime laboratory designated by the secretary of public safety and security for testing; provided, that the district attorney shall provide notice to individuals who submitted to the sexual assault evidence kit that their kits have been so transferred; provided further, that for untested investigatory sexual assault evidence kits associated with a case which has resulted in a conviction or a guilty plea, the district attorney for the district in which the case was prosecuted shall contact the individual who submitted to a sexual assault evidence kit and obtain consent to test the kit notwithstanding the conviction or guilty plea.

(c) Not later than January 1, 2022, and quarterly thereafter, the executive office of public safety and security shall file a report with the clerks of the house of representatives and senate and the joint committee on public safety and homeland security on the status of testing untested investigatory sexual assault evidence kits, which shall include, but not be limited to, the following information: (i) the number of untested investigatory sexual assault evidence kits in the possession of public crime laboratories prior to the effective date of this act; (ii) the year each kit was collected; (iii) the date each kit was tested; and (iv) the date the resulting information was entered into CODIS and the state DNA databases. The initial report, and all subsequent reports, shall be made publicly available on the executive office's website not later than January 1, 2022, and quarterly thereafter.

(d) For the purposes of this section, "untested investigatory sexual assault evidence kits" shall mean any sexual assault evidence kit or additional evidence collected contemporaneously with such kit that has not been subjected to a forensic DNA analysis intended to develop an autosomal DNA profile that is eligible for entry into CODIS and the state DNA databases.

SECTION 3. This act shall take effect as of July 1, 2021."

The message was read; and, under the provisions of Article LVI of the Amendments to the Constitution, the bill was before the Senate subject to amendment and re-enactment.

**The rules were suspended, on motion of Mr. Boncore, and the Governor's amendment was considered forthwith.**

**On motion of the same Senator, the Governor's amendment was *rejected* and the House amendment was adopted, in concurrence.**

**Sent to the House for re-enactment.**

Ms. Creem in the Chair, a message from His Excellency the Governor, returning with recommendation of amendment the engrossed Bill establishing a hate crimes task force (see House, No. 4003) [being the text contained in section 6 of the General Appropriation Bill (see House, No. 4002)] [for message, see Attachment C of House, No. 4019],-- came from the House with endorsement that the House *rejected* the amendment recommended by the Governor (as approved by committee on Bills in the Third Reading).

Hate crimes task force.

The message was read; and, under the provisions of Article LVI of the Amendments to the Constitution, the bill was before the Senate subject to amendment and re-enactment.

**The rules were suspended, on motion of Ms. Lovely, and the Governor's amendment was considered forthwith.**

**On motion of the same Senator, the Governor's amendment was *rejected*, in concurrence.**

**Sent to the House for re-enactment.**

A message from His Excellency the Governor, returning with recommendation of amendment the engrossed Bill relative to the water supply protection trust (see House, No. 4005) [being the text contained in section 8 of the General Appropriation Bill (see House, No. 4002)] [for message, see Attachment E of House, No. 4019],-- came from the House with endorsement that the House *rejected* the amendment recommended by the Governor (as approved by committee on Bills in the Third Reading).

Water supply protection trust.

The message was read; and, under the provisions of Article LVI of the Amendments to the Constitution, the bill was before the Senate subject to amendment and re-enactment.

**The rules were suspended, on motion of Ms. Rausch, and the Governor's amendment was considered forthwith.**

**On motion of the same Senator, the Governor's amendment was *rejected*, in concurrence.**

**Sent to the House for re-enactment.**

A message from His Excellency the Governor, returning with recommendation of amendment the engrossed Bill relative to post-retirement employment of public retirees (see House, No. 4007) [being the text contained in section 18 of the General Appropriation Bill (see House, No. 4002)] [for message, see Attachment G of House, No. 4019],-- came from the House with endorsement that the House *rejected* the amendment recommended by the Governor (as approved by committee on Bills in the Third Reading).

Public retirees,-- employment.

The message was read; and, under the provisions of Article LVI of the Amendments to the Constitution, the bill was before the Senate subject to amendment and re-enactment.

**The rules were suspended, on motion of Mr. Rodrigues, and the Governor's amendment was considered forthwith.**

**On motion of the same Senator, the Governor's amendment was *rejected*, in concurrence.**

**Sent to the House for re-enactment.**

A message from His Excellency the Governor, returning with recommendation of amendment the engrossed Bill relative to parking fees on department of conservation and recreation roads (see House, No. 4010) [being the text contained in section 42 of the General Appropriation Bill (see House, No. 4002)] [for message, see Attachment J of House, No. 4019],-- came from the House with endorsement that the House *rejected* the amendment recommended by the Governor (as approved by committee on Bills in the Third Reading).

DCR roads,-- parking fees.

The message was read; and, under the provisions of Article LVI of the Amendments to the Constitution, the bill was before the Senate subject to amendment and re-enactment.

**The rules were suspended, on motion of Ms. Lovely, and the Governor's amendment was considered forthwith.**

**On motion of the same Senator, the Governor's amendment was *rejected*, in concurrence.**

**Sent to the House for re-enactment.**

A message from His Excellency the Governor, returning with recommendation of amendment the engrossed Bill relative to eligibility for emergency assistance to elderly, disabled residents and children (see House, No. 4011) [being the text contained in section 47 of the General Appropriation Bill (see House, No. 4002)] [for message, see Attachment K of House, No. 4019],-- came from the House with endorsement that the House *rejected* the amendment recommended by the Governor (as approved by committee on Bills in the Third Reading).

Emergency assistance,-- eligibility.

The message was read; and, under the provisions of Article LVI of the Amendments to the Constitution, the bill was before the Senate subject to amendment and re-enactment.

**The rules were suspended, on motion of Mr. Rodrigues, and the Governor's amendment was considered forthwith.**

**On motion of the same Senator, the Governor's amendment was *rejected*, in concurrence.**

**Sent to the House for re-enactment.**

A message from His Excellency the Governor, returning with recommendation of amendment the engrossed Bill relative to eligibility for transitional aid to families with dependent children (see House, No. 4012) [being the text contained in section 67 of the General Appropriation Bill (see House, No. 4002)] [for message, see Attachment L of House, No. 4019],-- came from the House with endorsement that the House *rejected* the amendment recommended by the Governor (as approved by committee on Bills in the Third Reading).

TAFDC,-- eligibility.

The message was read; and, under the provisions of Article LVI of the Amendments to the Constitution, the bill was before the Senate subject to amendment and re-enactment.

**The rules were suspended, on motion of Mr. Keenan, and the Governor's amendment was considered forthwith.**

**On motion of the same Senator, the Governor's amendment was *rejected*, in concurrence.**

**Sent to the House for re-enactment.**

A message from His Excellency the Governor, returning with recommendation of amendment the engrossed Bill providing operating assistance to regional transit authorities (see House, No. 4014) [being the text contained in section 113 of the General Appropriation Bill (see House, No. 4002)] [for message, see Attachment N of House, No. 4019],-- came from the House with endorsement that the House *rejected* the amendment recommended by the Governor (as approved by committee on Bills in the Third Reading).

RTAs,-- operating assistance.

The message was read; and, under the provisions of Article LVI of the Amendments to the Constitution, the bill was before the Senate subject to amendment and re-enactment.

**The rules were suspended, on motion of Ms. Lovely, and the Governor's amendment was considered forthwith.**

**On motion of the same Senator, the Governor's amendment was *rejected*, in concurrence.**

**Sent to the House for re-enactment.**

A message from His Excellency the Governor, returning with recommendation of amendment the engrossed Bill establishing a special legislative commission to study poverty in the Commonwealth (see House, No. 4016) [being the text contained in section 128 of the General Appropriation Bill (see House, No. 4002)] [for message, see Attachment P of House, No. 4019],-- came from the House with endorsement that the House *rejected* the amendment recommended by the Governor (as approved by committee on Bills in the Third Reading).

Poverty,-- special commission.

The message was read; and, under the provisions of Article LVI of the Amendments to the Constitution, the bill was before the Senate subject to amendment and re-enactment.

**The rules were suspended, on motion of Ms. Rausch, and the Governor’s amendment was considered forthwith.**

**On motion of the same Senator, the Governor’s amendment was *rejected*, in concurrence.**

**Sent to the House for re-enactment.**

A message from His Excellency the Governor, returning with recommendation of amendment the engrossed Bill establishing a special commission to examine the Department of Public Health’s nursing home licensure process and requirements (see House, No. 4017) [being the text contained in section 129 of the General Appropriation Bill (see House, No. 4002)] [for message, see Attachment Q of House, No. 4019],-- came from the House with endorsement that the House *rejected* the amendment recommended by the Governor (as approved by committee on Bills in the Third Reading).

Nursing home licensure,-- special commission.

The message was read; and, under the provisions of Article LVI of the Amendments to the Constitution, the bill was before the Senate subject to amendment and re-enactment.

**The rules were suspended, on motion of Ms. Lovely, and the Governor’s amendment was considered forthwith.**

**On motion of the same Senator, the Governor’s amendment was *rejected*, in concurrence.**

**Sent to the House for re-enactment.**

A message from His Excellency the Governor, returning with recommendation of amendment the engrossed Bill establishing a higher education affordability task force (see House, No. 4018) [being the text contained in section 135 of the General Appropriation Bill (see House, No. 4002)] [for message, see Attachment R of House, No. 4019],-- came from the House with endorsement that the House *rejected* the amendment recommended by the Governor (as approved by committee on Bills in the Third Reading).

Higher ed. affordability,-- task force.

The message was read; and, under the provisions of Article LVI of the Amendments to the Constitution, the bill was before the Senate subject to amendment and re-enactment.

**The rules were suspended, on motion of Ms. Rausch, and the Governor’s amendment was considered forthwith.**

**On motion of the same Senator, the Governor’s amendment was *rejected*, in concurrence.**

**Sent to the House for re-enactment.**

The Senate Bill validating the actions taken at the 2020 biennial state election held in the city known as the town of Randolph (Senate, No. 493),-- came from the House passed to be engrossed, in concurrence with an amendment, in lines 1 and 2, by striking out the following: “section 2 of chapter 50 of the General Laws.”

Randolph,-- biennial election.

**The rules were suspended, on motion of Ms. Rausch, and the House amendment was considered forthwith and adopted, in concurrence.**

*Matter Taken Out of the Orders of the Day.*

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

The House Bill providing for alternate members of the conservation commission of the town of Freetown (House, No. 2156) (its title having been changed by the committee on Bills in the Third Reading),-- **was read a third time and passed to be engrossed, in**

Freetown,-- conservation commission.

**concurrence.**

*Order Adopted.*

On motion of Ms. Lovely,

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

Time of meeting.

On motion of Mr. Tarr, at five minutes before five o'clock P.M, the Senate adjourned to meet again on Monday next at eleven o'clock A.M.