

Wednesday, December 23, 2020 (at 11:03 o'clock A.M.).

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

Pledge of
allegiance.

Quorum.

As required under the provision of Emergency Rule 2(4), a roll call was taken for the purpose of ascertaining the presence of a quorum; and on the roll call 157 members were recorded as being in attendance.

Quorum,—
yea and nay
No. 323.

[See Yea and Nay No. 323 in Supplement.]

Therefore a quorum was present.

Appointments to a Special Joint Oversight Committee.

The Speaker announced (on July 15, 2020) that, in addition to the designated Co-Chair, Representative Campbell of Methuen, he had appointment of Representatives Wagner of Chicopee, Parisella of Beverly, Balsler of Newton, Markey of Dartmouth, Finn of West Springfield, Arciero of Westford, Domb of Amherst and Vega of Holyoke to the special joint oversight committee established (under House order No. 4835) to make an investigation and study of the Soldiers' Home in Holyoke COVID-19 outbreak.

Holyoke
Soldier's Home
COVID-19
outbreak
oversight
committee,—
appointments.

Petition.

Mr. Robertson of Tewksbury presented a petition (subject to Joint Rule 12) of David Allen Robertson for legislation to establish a sick leave bank for Chip Chaunamom, an employee of the Department of Public Health; and the same was referred, under Rule 24, to the committee on Rules.

Chip
Chaunamom,—
sick leave.

Mr. Galvin of Canton, for the committee on Rules and the committees on Rules of the two branches, acting concurrently, then reported recommending that Joint Rule 12 be suspended. Under suspension of the rules, on motion of Mr. Cusack of Braintree, 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 Senate for concurrence.

Papers from the Senate.

A Bill relative to Article 97 of the Amendments to the Constitution of the Commonwealth to be preserved for municipal park and open space purposes located at 6 Green Street and 18A Beckford Street in the City of Gloucester (Senate, No. 2974) (on a petition) [Local Approval Received], passed to be engrossed by the Senate, was read; and it was referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Gloucester,—
land.

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

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

Bills

Amending the Newbury general by-laws from board of selectmen to select board (Senate, No. 2827) (on a petition) [Local Approval Received]; and

Newbury,—
select board.

Providing for the renaming of the board of selectmen to select board in the town of Hubbardston (Senate, No. 2983) (on Senate bill No. 2919) [Local Approval Received];

Hubbardston,—
select board.

Severally passed to be engrossed by the Senate, were read; and they were referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Reports of Committees.

By Mr. Petrolati of Ludlow, for the committee on Steering, Policy and Scheduling, reported that the following bills be scheduled for consideration by the House:

The Senate Bill allowing the city of Gloucester to temporarily extend the issuance of seasonal alcoholic licenses (Senate, No. 2977) [Local Approval Received];

Gloucester,—
liquor
licenses.

House bills

Relative to certain civil service positions in the Agawam public schools (House, No. 5069) [Local Approval Received];

Agawam,—
schools.

Relative to the historic districts commission in the town of Lexington (House, No. 5156) [Local Approval Received];

Lexington,—
historic areas.

Relative to the municipal caucus in the town of Bedford (printed in House, No. 5158);

Bedford,—
caucus.

Authorizing the city of Melrose to convert certain liquor licenses for the sale of all alcoholic beverages for off premises consumption (House, No. 5171) [Local Approval Received]; and

Melrose,—
liquor
licenses.

Authorizing the town of Sudbury to grant an additional license for the sale of alcoholic beverages to be drunk on the premises (House, No. 5196) [Local Approval Received];

Sudbury,—
liquor
licenses.

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

Reports of the committee on Steering, Policy and Scheduling, under the last sentence of Rule 7A, that the following House bills be scheduled for consideration by the House:

Relative to insurance proceeds for injured police and fire personnel in the town of Boylston (House, No. 4937) [Local Approval Received];

Boylston,—
insurance.

Authorizing the town of Stow to take easements and rights of way for the reconstruction of the Box Mill Road bridge (House, No. 4991) [Local Approval Received]; and

Stow,—
easements.

Relative to the board of selectmen of the town of Maynard (House, No. 5010) [Local Approval Received];

Maynard,—
select board.

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

By Mr. Roy of Franklin, for the committee on Higher Education, on House, Nos. 43, 481, 1202, 1210, 1211, 1213, 1214, 1215, 1216, 1221, 1229, 1230, 1231, 1240,

Higher
education
financing,—

1245, 1247 and 1248, an Order relative to authorizing the committee on Higher Education to make an investigation and study of certain House documents concerning higher education financing (House, No. 5209) [Representative Provost of Somerville dissenting]. Referred, under Joint Rule 29, to the committees on Rules of the two branches, acting concurrently.

study.

Subsequently, Mr. Galvin of Canton, for said committees, reported asking to be discharged from further consideration of the order; and recommending that the same be referred to the House committee on Rules. Under Rule 42, the report was considered forthwith; and it was accepted.

Motions to Discharge Certain Matters in the Orders of the Day.

The engrossed Bill relative to certain trust funds and non-public ambulance service reimbursement (see House, No. 5178), being a printed copy of sections 23 and 43 contained in the engrossed Bill making appropriations for the fiscal year 2021 (see House, No. 5164), which had been returned by His Excellency the Governor with recommendation of amendments (for message, see Attachment B of House, No. 5190), was discharged from its position in the Orders of the Day and considered forthwith, under suspension of Rule 47, on motion of Mr. Michlewitz of Boston.

Ambulance service.

The committee on Bills in the Third Reading reported recommending that the amendment recommended by the Governor be considered in the following form:

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

[A]“SECTION 1. Said chapter 118E, as so appearing, is hereby amended by inserting after section 67 the following section:

Section 67A. (a) The following words shall, unless the context clearly requires otherwise, have the following meanings:

‘Ambulance service’, as defined in section 1 of chapter 111C.

‘Emergency’, as defined in section 1 of chapter 111C.

‘Executive office’, the executive office of health and human services.

‘Gross patient service revenue’, the total dollar amount of nonpublic ambulance charges for services rendered in a fiscal year.

‘Nonpublic emergency ambulance assessed charges’, gross patient service revenue attributable to all patients for emergency ambulance service less bad debt, charity care and payer discounts relating to such emergency ambulance service.

‘Nonpublic ambulance service’, ambulance services which are not provided by a city or town, county, district or other governmental body and are licensed pursuant to section 6 of chapter 111C.

‘Total nonpublic emergency ambulance service assessment amount’, an amount not less than 1- quarter of 1 per cent lower than the maximum limit for a provider assessment pursuant to 42 C.F.R. 433.68(f), inclusive of an annual amount of \$500,000; provided, that the annual amount of \$500,000 shall be for administrative costs of the executive office.

(b) A nonpublic ambulance service’s liability to the Nonpublic Ambulance Service Reimbursement Trust Fund, established in section 2JJJJ of chapter 29, shall equal the product of: (i) the ratio of its nonpublic emergency ambulance assessed charges to all nonpublic ambulance services’ nonpublic emergency ambulance assessed charges statewide; and (ii) the total nonpublic emergency ambulance service assessment amount. Annually, before October 1, the executive office shall establish each nonpublic ambulance service’s liability to said fund using the best data available

as determined by the executive office and shall update each nonpublic ambulance service's liability to said fund as updated information becomes available. The executive office shall specify, by regulation an appropriate mechanism for interim determination and payment of a nonpublic ambulance service's liability to the fund. A nonpublic ambulance service's liability to the fund shall, in the case of a transfer of ownership, be assumed by the successor in interest to the nonpublic ambulance service.

(c) There shall be imposed in each fiscal year a uniform assessment upon the nonpublic emergency ambulance assessed charges of all nonpublic emergency ambulance services. Such uniform assessment shall not be implemented unless and until the executive office receives notice of federal matching funds approval from the federal Centers for Medicare and Medicaid Services.

(d) All nonpublic ambulance services, regardless of payment model, shall be subject to the uniform assessment pursuant to subsection (c), including, but not limited to, those nonpublic ambulance services in fee-for-service and managed care arrangements. The uniform assessment shall be set as a percentage of the nonpublic emergency ambulance assessed charges of each such nonpublic ambulance service and, for each fiscal year, the percentage shall be equal to the ratio of: (i) the total nonpublic emergency ambulance service assessment amount for the same fiscal year; to (ii) the total nonpublic emergency ambulance assessed charges in the same fiscal year and as the amount of those charges is determined by the executive office under this section. A nonpublic ambulance service's liability to the fund shall, in the case of a transfer of ownership, be assumed by the successor in interest to the nonpublic ambulance service.

(e) The executive office shall establish an appropriate mechanism for enforcing each nonpublic ambulance service's liability to the fund in the event that a nonpublic ambulance service does not make a scheduled payment to the fund."; and by inserting after section 102 [sic] the following section:

"SECTION 2. There shall be established and set up on the books of the commonwealth a separate fund called the Federal COVID Response Fund. The fund shall consist of revenues received by the commonwealth from the federal government to assist the commonwealth in its public health, community and economic recovery efforts related to the state of emergency concerning the novel coronavirus disease outbreak declared by the governor on March 10, 2020. Revenues, excluding those related to extensions or expansions of COVID-19-related federal grants previously credited to the General Federal Grants Fund established pursuant to section 2C of chapter 29 of the General Laws or related to increased Federal Medical Assistance Percentage (FMAP) rates under section 1905(b) of the Social Security Act, from federal funds allocated to the commonwealth pursuant to federal legislation that is enacted after December 4, 2020 and in response to the COVID-19 outbreak or related economic recovery, and only with respect to those federal funds made available in the form of newly created federal grant or reimbursement programs, and any interest earned on such revenues shall be deposited in the fund; provided, that any amounts received by the commonwealth from the federal government after December 4, 2020 that supplement or expand appropriations originally made to the commonwealth under section 5001(a) of the federal Coronavirus Aid, Relief, and Economic Security Act shall be deposited in the Massachusetts Coronavirus Relief Fund established pursuant to section 98 of chapter 124 of the acts of 2020. Spending from the fund shall be governed by applicable federal statutory requirements and any related guidance issued by the federal government, including the return of unexpended funds to the federal government.

Except where federal grant agreements require otherwise, the fund shall be administered by the secretary of administration and finance. Where federal grant agreements require administration of funds other than by the secretary of administration and finance, the funds shall be administered pursuant to federal grant agreements, and the secretary of administration and finance shall be informed of revenue and expenditure details in a form and manner determined by said secretary. The fund shall not be subject to appropriation. Any balance remaining in the fund at the close of a fiscal year shall be available for expenditure in the following fiscal year.

The comptroller may establish procedures necessary to effectuate this section, including procedures for the proper transfer, accounting and expenditures of funds.”; and the report was accepted.

Pending the question on adoption of the amendment recommended by the Governor (as approved by the committee on Bills in the Third Reading), Mr. Michlewitz of Boston moved to it by striking out the text contained in said amendment [at “A”] inserting in place thereof the following two sections:

“SECTION 1. Chapter 29 of the General Laws is hereby amended by striking out section 2IHHI, inserted by section 8 of chapter 124 of the acts of 2020, and inserting in place thereof the following 3 sections:

Section 2IHHI. (a) There shall be an Early Education and Care Public-Private Trust Fund. The fund shall be administered by the commissioner of early education and care.

(b) There shall be credited to the fund: (i) revenue from appropriations or other money authorized by the general court and specifically designated to be credited to the fund; (ii) interest earned on such revenues; and (iii) funds from public and private sources, including, but not limited to, gifts, grants and donations, to support state, philanthropic and private partnership efforts supporting Massachusetts childcare providers. Amounts credited to the fund that are unexpended at the end of a fiscal year shall not revert to the General Fund.

(c) Amounts credited to the fund may be expended, without further appropriation, by the commissioner for the following purposes:

(i) to assist the needs of providers in the early education and care mixed delivery system;

(ii) for the development of an infrastructure to facilitate state, private and philanthropic efforts in support of the early education and care field; and

(iii) for state collaboration with philanthropic organizations and businesses to establish and maintain an infrastructure for providing ongoing technical assistance and programming for the early education and care field including, but not limited to, the enhancement of business stability and sustainability, the fostering of local cross-sector early childhood education collaboration and the enhancement of program quality, including supports for early childhood educators.

(d) Amounts received from private sources shall be approved by the commissioner of early education and care and subject to review before being deposited in the fund to ensure that pledged funds are not accompanied by conditions, explicit or implicit, on the implementation of early education and care policy and planning. The review shall be made publicly available.

(e) The commissioner of early education and care may designate an administrator of the fund for purposes of implementing approved activities consistent with this section.

(f) Annually, not later than November 1, the commissioner of early education and care shall report on the fund’s activities to the house and senate committees on ways and means, the chairs of the joint committee on education and the house and

senate clerks. The report shall include, but shall not be limited to: (i) the source and amount of funds received; (ii) the amounts distributed and the purpose of expenditures from the fund, including, but not limited to, funds expended to assist early education and care providers; (iii) any grants provided to early education and care programs, philanthropic organizations or other stakeholder organizations; and (iv) anticipated revenue and expenditure projections for the next year.

Section 2JJJJ. (a) There shall be a federal COVID-19 response fund to retain certain federal funds received by the commonwealth to assist the commonwealth in its public health, community and economic recovery efforts related to the state of emergency concerning the novel coronavirus disease outbreak declared by the governor on March 10, 2020.

(b) The fund shall be credited with: (i) revenue authorized by the general court and specifically designated to be credited to the fund from federal funds allocated to the commonwealth pursuant to federal legislation enacted after December 4, 2020 and in response to the COVID-19 outbreak or related economic recovery, but excluding federal grants that are not subject to appropriation and funds related to increased federal medical assistance percentage rates under section 1905(b) of the Social Security Act; provided, that federal funds made available in the form of newly created reimbursement programs may be authorized by the general court and designated to be credited to the fund; and (ii) interest earned on such revenue. Amounts credited to the fund shall be subject to appropriation and money remaining in the fund at the end of a fiscal year shall not revert to the General Fund and shall be available for expenditure in the subsequent fiscal year.

(c) Amounts credited to the fund may be expended for purposes that assist the commonwealth in its public health, community and economic recovery efforts to respond to the novel coronavirus disease outbreak.

Section 2KKKKK. (a) There shall be established and set up on the books of the commonwealth a separate fund known as the Nonpublic Ambulance Service Reimbursement Trust Fund to be administered by the secretary of health and human services. There shall be credited to the fund: (i) all revenues generated from the funds collected pursuant to subsection (b) of section 67A of chapter 118E; (ii) an amount equal to any federal financial participation revenues claimed and received by the commonwealth for eligible expenditures made from the fund; (iii) any revenue from appropriations or other money authorized by the general court and specifically designated to be credited to the fund; and (iv) interest earned on any money in the fund. Amounts credited to the fund shall be expended without further appropriation. Money remaining in the fund at the end of a fiscal year shall not revert to the General Fund and shall be available for expenditure in subsequent fiscal years. No expenditure shall be made from said fund which shall cause said fund to be in deficit at the close of a fiscal year.

(b) Money in the fund shall be expended for Medicaid payments to nonpublic ambulance services defined in subsection (a) of section 67A of chapter 118E.

(c) Revenues generated from clauses (i) and (ii) of the second sentence of subsection (a) shall be expended exclusively for nonpublic ambulance services defined in subsection (a) of section 67A of chapter 118E and shall not be used to replace payment commitments between the nonpublic ambulance services and the commonwealth. The expenditures shall be established by the executive office of health and human services in a manner consistent with the requirements and conditions of federal financial participation under 42 U.S.C. 1396b(w) and 42 C.F.R. 433.68, including the prohibitions against hold harmless provisions as defined under 42 U.S.C. 1396b(w)(4) and 42 C.F.R. 433.68(f) and shall be made only under

federally-approved payment methods and consistent with federal funding requirements and all federal payment limits as determined by the secretary of health and human services. Federal financial participation shall be sought in a manner that achieves the maximum amount of federal revenue such that the assessment amount equals the state share of the qualifying Medicaid ambulance service payments related to this section.

(d) The schedule of payment amounts to be established and distributed by the executive office of health and human services under this section shall be developed in a manner that: (i) promotes the provider capacity, access and quality management needs of the Medicaid program as those needs are determined by the secretary of health and human services; (ii) considers the cost of services delivered by providers for which the providers are not fully reimbursed or otherwise compensated, including, but not limited to, free care and services delivered in good faith reliance on authorization; (iii) considers existing Medicaid reimbursement rates; and (iv) closes the gap between Medicaid rates and average commercial rates. The executive office of health and human services shall consult with stakeholders, including the Massachusetts Ambulance Association, Incorporated, in the development and implementation of the payments. In order to accommodate timing discrepancies between the receipt of revenue and related expenditures, the comptroller may certify for payment amounts not to exceed the most recent revenue estimates as certified by the secretary of health and human services to be transferred, credited or deposited under this section.

(e) Annually, not later than September 30, the executive office of health and human services shall file a report with the house and senate committees on ways and means which shall include: (i) a detailed accounting of all money transferred, credited or deposited into and from the fund; (ii) the reasons for any unspent amount in the fund; and (iii) an analysis of the respective uniform assessment paid by nonpublic ambulance services, defined in section 67A of chapter 118E.

SECTION 2. Said chapter 118E, as so appearing, is hereby amended by inserting after section 67 the following section:—

Section 67A. (a) The following words shall, unless the context clearly requires otherwise, have the following meanings:

‘Ambulance service’, as defined in section 1 of chapter 111C.

‘Emergency’, as defined in section 1 of chapter 111C.

‘Executive office’, the executive office of health and human services.

‘Gross patient service revenue’, the total dollar amount of nonpublic ambulance charges for services rendered in a fiscal year.

‘Nonpublic emergency ambulance assessed charges’, gross patient service revenue attributable to all patients for emergency ambulance service less bad debt, charity care and payer discounts relating to such emergency ambulance service.

‘Nonpublic ambulance service’, ambulance services which are not provided by a city or town, county, district or other governmental body and are licensed pursuant to section 6 of chapter 111C.

‘Total nonpublic emergency ambulance service assessment amount’, an amount not less than 1- quarter of 1 per cent lower than the maximum limit for a provider assessment pursuant to 42 C.F.R. 433.68(f), inclusive of an annual amount of \$500,000; provided, that the annual amount of \$500,000 shall be for administrative costs of the executive office.

(b) A nonpublic ambulance service’s liability to the Nonpublic Ambulance Service Reimbursement Trust Fund, established in section 2KKKKK of chapter 29, shall equal the product of: (i) the ratio of its nonpublic emergency ambulance assessed

charges to all nonpublic ambulance services' nonpublic emergency ambulance assessed charges statewide; and (ii) the total nonpublic emergency ambulance service assessment amount. Annually, before October 1, the executive office shall establish each nonpublic ambulance service's liability to said fund using the best data available as determined by the executive office and shall update each nonpublic ambulance service's liability to said fund as updated information becomes available. The executive office shall specify, by regulation an appropriate mechanism for interim determination and payment of a nonpublic ambulance service's liability to the fund. A nonpublic ambulance service's liability to the fund shall, in the case of a transfer of ownership, be assumed by the successor in interest to the nonpublic ambulance service.

(c) There shall be imposed in each fiscal year a uniform assessment upon the nonpublic emergency ambulance assessed charges of all nonpublic emergency ambulance services. Such uniform assessment shall not be implemented unless and until the executive office receives notice of federal matching funds approval from the federal Centers for Medicare and Medicaid Services.

(d) All nonpublic ambulance services, regardless of payment model, shall be subject to the uniform assessment pursuant to subsection (c), including, but not limited to, those nonpublic ambulance services in fee-for-service and managed care arrangements. The uniform assessment shall be set as a percentage of the nonpublic emergency ambulance assessed charges of each such nonpublic ambulance service and, for each fiscal year, the percentage shall be equal to the ratio of: (i) the total nonpublic emergency ambulance service assessment amount for the same fiscal year; to (ii) the total nonpublic emergency ambulance assessed charges in the same fiscal year and as the amount of those charges is determined by the executive office under this section. A nonpublic ambulance service's liability to the fund shall, in the case of a transfer of ownership, be assumed by the successor in interest to the nonpublic ambulance service.

(e) The executive office shall establish an appropriate mechanism for enforcing each nonpublic ambulance service's liability to the fund in the event that a nonpublic ambulance service does not make a scheduled payment to the fund.”.

The further amendment then was adopted, thus precluding a vote on the pending amendment (as recommended by the Governor, and as approved by the committee on Bills in the Third Reading). Sent to the Senate for its action.

The engrossed Bill relative to medical specialty camp medication administration (see House, No. 5182), being a printed copy of section 90 contained in the engrossed Bill making appropriations for the fiscal year 2021 (see House, No. 5164), which had been returned by His Excellency the Governor with recommendation of amendments (for message, see Attachment F of House, No. 5190), was discharged from its position in the Orders of the Day and considered forthwith, under suspension of Rule 47, on motion of Mr. Speliotis of Danvers.

Medication,—
administration.

The committee on Bills in the Third Reading reported recommending that the amendment recommended by the Governor be considered in the following form:

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

“Notwithstanding any general or special law to the contrary, the department of public health, pursuant to its authority under subsection (g) of section 7 of chapter 94C of the General Laws, shall promulgate regulations to allow: (i) student nurses and recently graduated student nurses, as included in the definition of ‘nurse’ in section 1 of said chapter 94C and (ii) certified diabetes care and education specialists

in good standing with the Certification Board for Diabetes Education and Care, to administer medication to campers at medical specialty camps as defined in the state sanitary code. The department shall study the risks and benefits associated with authorizing medical specialty camp staff trained under the supervision of a practitioner as defined in said section 1 of said chapter 94C of the General Laws to administer medication and shall report on its findings to the chairs of the joint committee on public health by December 31, 2021.”; and the report was accepted.

The amendment recommended by the Governor (as approved by the committee on Bills in the Third Reading) then was rejected. Sent to the Senate for its action.

The engrossed Bill relative to regional transit authority funding distribution (see House, No. 5183), being a printed copy of section 93 contained in the engrossed Bill making appropriations for the fiscal year 2021 (see House, No. 5164), which had been returned by His Excellency the Governor with recommendation of amendments (for message, see Attachment G of House, No. 5190), was discharged from its position in the Orders of the Day and considered forthwith, under suspension of Rule 47, on motion of Mr. Speliotis of Danvers.

Regional
transit,—
funding.

The committee on Bills in the Third Reading reported recommending that the amendment recommended by the Governor be considered in the following form:

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

“SECTION 1. Notwithstanding any special or general law to the contrary, for fiscal year 2021, of the \$90,500,000 transferred in item 1595-6370 of section 2E of chapter 227 of the acts of 2020, \$87,000,000 shall be considered operating assistance and distributed to regional transit authorities based on fiscal year 2020 distributions, in accordance with the fiscal year 2020 bilateral memorandum of understanding between each regional transit authority and the Massachusetts Department of Transportation provided, however, that each regional transit authority shall receive operating assistance from this item of not less than the amount received in fiscal year 2020. The operating assistance amount shall be spent to advance the goals and targets in the fiscal year 2020 bilateral memorandum of understanding between each regional transit authority and the department.

Of the amount to be distributed under item said 1595-6370 of said section 2E, \$3,500,000 shall be distributed as performance grants to regional transit authorities. The performance grants shall be distributed to regional transit authorities that best demonstrate compliance with, or a commitment to, the service decisions, quality of service and environmental sustainability recommendations from the report of the task force on regional transit authority performance and funding established pursuant to section 72 of chapter 154 of the acts of 2018. The department may require each regional transit authority to provide data on ridership, customer service and satisfaction, asset management and financial performance, including farebox recovery, and shall compile any collected data into a report on the performance of regional transit authorities and each authority's progress toward meeting the performance metrics established in the memorandum of understanding. The report shall be filed with the clerks of the senate and house of representatives, the senate and house committees on ways and means and the joint committee on transportation not later than December 31, 2021.

SECTION 2. This act shall take effect as of July 1, 2020.”; and the report was accepted.

The amendment recommended by the Governor (as approved by the committee on Bills in the Third Reading) then was rejected. Sent to the Senate for its action.

The engrossed Bill providing for early voting by mail (see House, No. 5184), being a printed copy of section 99 contained in the engrossed Bill making appropriations for the fiscal year 2021 (see House, No. 5164), which had been returned by His Excellency the Governor with recommendation of amendments (for message, see Attachment H of House, No. 5190), was discharged from its position in the Orders of the Day and considered forthwith, under suspension of Rule 47, on motion of Mr. Speliotis of Danvers.

The committee on Bills in the Third Reading reported recommending that the amendment recommended by the Governor be considered in the following form:

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

“(a) For any annual or special municipal or state primary or election held on or before March 31, 2021, any person taking precautions related to COVID-19 in response to a declared state of emergency or guidance from a medical professional, local or state health official or any civil authority shall be deemed to be unable to cast their vote in person at a polling location by reason of physical disability.

(b) Notwithstanding any general or special law to the contrary, subsection (c) of section 91B of chapter 54 of the General Laws shall apply to voters who have been instructed by a medical professional or a local or state health official to self-quarantine in their home beginning after noon on the seventh day before any annual or special municipal or state primary or election held on or before March 31, 2021 and such voters may designate their home address for delivery of the ballot.

(c) Notwithstanding section 25B of said chapter 54 or any other general or special law to the contrary, any eligible voter may vote early by mail or as prescribed herein for any annual or special municipal or state primary or election held on or before March 31, 2021.

(d) Any qualified voter wanting to early vote by mail may file with their local election official an application for an early voting ballot. Any form of written communication evidencing a desire to have an early voting ballot be sent for use for voting at an election shall be given the same effect as an application made in the form prescribed by the state secretary. Local election officials shall send early voting by mail ballots to those who have applied as soon as ballots are available. No application shall be deemed to be seasonably filed unless it is received in the office of the local election official before 5 P.M. on the fourth business day before the date on which the election is held.

(e) Local election officials may substitute absentee ballots for early voting ballots for those voters requesting to vote early by mail in municipal elections. An early voting ballot or absentee ballot substituted for an early voting ballot, along with an envelope bearing an affidavit as set forth in said section 25B of said chapter 54, shall be provided to each qualified voter who participates in early voting by mail.

(f) The local election officials shall cause to be placed on the voting lists opposite the name of a qualified voter who participates in early voting the letters ‘EV’ designating an early voter.

(g) The counting of early voting ballots shall be consistent with said section 25B of said chapter 54 and related regulations to the extent practicable. All envelopes referred to in this act shall be retained with the ballots cast at the election and shall be preserved and destroyed in the manner provided by law for the retention, preservation or destruction of official ballots.

(h)(1) A voter in receipt of an early voting ballot for any election pursuant to this act may complete and return the ballot by: (i) delivering it in person to the office of

the appropriate city or town clerk; (ii) dropping it in a secured municipal drop box; or (iii) mailing it to the appropriate city or town clerk.

(2) All early voting ballots submitted by mail, delivered in person to the office of the city or town clerk or returned to a secured municipal drop box as provided by this act shall be received by the city or town clerk before the hour fixed for closing the polls on the day of the election.

(i) Notwithstanding section 24 of said chapter 54 or any other general or special law to the contrary, the select board, board of selectmen, town council or city council may, by recorded and public vote, change any polling place to be used at the election not less than 20 days prior to the date of the election if it is determined that the public convenience or public health would be better served. If the select board, board of selectmen or town council determines that the public convenience or public health would be better served, they may house all polling places in a single building within the municipality if such building is suitably equipped; provided, however, that alcoholic beverages shall not be served or consumed in that portion of a building used as a polling place, during voting hours or while ballots are being counted therein. In cities, the city council may designate polling places in non-adjacent precincts if they determine the public convenience or public health would be better served. In making a decision to change a polling place, the select board, board of selectmen, town council or city council shall evaluate and report on whether such change would have a disparate, adverse impact on access to the polls on the basis of race, national origin, disability, income or age and, not later than 3 days prior to changing a polling place, shall make publicly available on its website and at the office of the town or city clerk a report on its evaluation. When the polling places have been designated pursuant to this act, the board of registrars shall post on the municipal website and at other such places as it may determine, a description of the polling places and shall notify voters by using an electronic means, to the extent available, such as via email or reverse 911 call.

(j) Notwithstanding section 29 of chapter 53 of the General Laws, sections 11, 11B, 12 and 13 of said chapter 54 or any other general or special law to the contrary, if the city or town clerk determines in writing that there is a deficiency in the number of required election officers, then the appointing authority may appoint election officers without regard to political party membership, voter status, residence in the city or town or inclusion on a list filed by a political party committee pursuant to said sections 11B and 12 of said chapter 54. If the position of the warden, clerk or inspector or the deputy of any such officer, if any, is vacant within the 3 weeks preceding the election, the city or town clerk may fill the vacancy by appointing a competent person willing to serve, without regard to political party membership, voter status, residence in the city or town or inclusion on a list filed by a political party committee pursuant to said sections 11B and 12 of said chapter 54.

(k) Notwithstanding sections 67 and 83 of said chapter 54 or any other general or special law to the contrary, the city or town clerk may eliminate the requirement that a voter provide their name or residence to an election officer at the ballot box and that the election officer mark the name off a voting list before the voter may deposit the ballot in the ballot box.

(l) Notwithstanding section 25B of chapter 54 of the General Laws or any other general or special law or municipal ordinance to the contrary, upon a recorded and public vote by the select board, board of selectmen, town council or city council authorizing early in-person voting, any eligible voter of such municipality may vote early in-person for any annual or special municipal election held on or before March 31, 2021. Such vote may only be taken after a request from the city or town clerk or

authorized local election official recommending in-person early voting and provided that such vote occurs not less than 5 business days prior to the proposed beginning of early voting and that such early in-person voting complies with the following:

(i) A city or town, as part of the vote to allow early voting in-person, may set the early voting period to begin no sooner than 10 days before the election and end no later than the business day preceding the business day before the election.

(ii) Early voting shall be conducted during the usual business hours of the city or town clerk unless different hours are set as part of the vote, including any weekend hours.

(iii) The city or town clerk shall establish an early voting site that is centrally located, suitable and in a convenient public building. Notice of the early voting location, dates and hours must be posted at least 48 weekday hours before the early voting period begins.

(iv) A qualified voter voting early in person shall be provided with a ballot and an envelope where the ballot is placed after voting which contains an affidavit of compliance to be filled out by the voter. A qualified voter voting early in person shall complete an affidavit under the regulations promulgated by the state secretary for the administration of early voting and appearing at 950 CMR 47.00, as applicable, which shall include a notice of penalties under section 26 of chapter 56 of the General Laws.”; and the report was accepted.

The amendment recommended by the Governor (as approved by the committee on Bills in the Third Reading) then was adopted. Sent to the Senate for its action.

The House Bill authorizing the city of Medford to utilize funds received from the surrounding community agreement entered into between the city of Medford and Wynn MA LLC for the purposes set forth in the agreement (House, No. 4645), reported by the committee on Bills in the Third Reading to be correctly drawn, was discharged from its position in the Orders of the Day, and read a third time forthwith, under suspension of Rule 47, on motion of Mr. Garballey of Arlington.

Medford,—
funds.

Pending the question on passing the bill to be engrossed, Mr. Speliotis of Danvers moved to amend it by striking out section 3 and inserting in place thereof the following two sections:

“SECTION 3. Annually, the treasurer of the city of Medford shall provide a report to the mayor and city council, which shall include, but not be limited to, the amount of donations and appropriations received, the amount of grants and loans made and to whom and the balance of the special fund.

SECTION 4. This act shall take effect upon its passage.”.

The amendment was adopted; and the bill (House, No. 4645, amended) was passed to be engrossed. Sent to the Senate for concurrence.

House bills

Further regulating certain affordable housing in the city of Holyoke (House, No. 4590) (its title having been changed by the committee on Bills in the Third Reading);

Holyoke,—
housing.

Relative to the unfunded pension liability for retired sheriff’s department employees in Barnstable county (House, No. 5210); and

Barnstable
County.

Authorizing the sale of real property in Brockton (House, No. 5212);

Brockton,—
property.

Severally reported by the committee on Bills in the Third Reading to be correctly drawn, were read a third time, under suspension of the rules, in each instance, on motion of Mr. Speliotis of Danvers; and they were passed to be engrossed.

Severally sent to the Senate for concurrence.

Reports of Committees.

Mr. Michlewitz of Boston, for the committee on Ways and Means, on a message from His Excellency the Governor (for message, see House, No. 5190), returning with his disapproval of parts of certain items contained in the engrossed Bill making appropriations for the fiscal year 2021 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. 5164), reported, in part, that parts of certain items stand (as passed by the General Court). Severally referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

General
Appropriation
Bill.

Mr. Petrolati of Ludlow, for said committee reported, in each instance, that the matters be scheduled for consideration by the House. Under suspension of Rule 7A, in each instance, on motion of Mr. Michlewitz of Boston, the reports were considered forthwith.

Item 7003-0606 (contained in section 2) (Massachusetts Manufacturing Extension Partnership), which had been vetoed by the Governor, then was considered.

On the question on passing said item, notwithstanding the objections of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 140 members voted in the affirmative and 17 in the negative.

Massachusetts
Manufacturing
Extension
Partnership
item 7003-0606
stands,—
yea and nay
No. 324.

[See Yea and Nay No. 324 in Supplement.]

[Mr. DeLeo of Winthrop answered “Present” in response to his name.]

Therefore item 7003-0606 passed, notwithstanding the objections of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 7100-0801 (contained in section 2) (Technology Transfer Center), which had been vetoed by the Governor, then was considered.

On the question on passing said item, notwithstanding the objections of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 128 members voted in the affirmative and 28 in the negative.

Technology
Transfer Center
item 7100-0801
stands,—
yea and nay
No. 325.

[See Yea and Nay No. 325 in Supplement.]

[Mr. DeLeo of Winthrop answered “Present” in response to his name.]

Therefore item 7100-0801 passed, notwithstanding the objections of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Emergency Measures.

The engrossed Bill relative to justice, equity and accountability in law enforcement in the Commonwealth (see Senate, No. 2963, amended), having been certified by the Clerk to be rightly and truly prepared for final passage, was considered, the question being on adopting the emergency preamble.

Police
reform.

A separate vote was taken, as required by the provisions of Article XLVIII (as amended by Article LXVII) of the Amendments to the Constitution; and the preamble was adopted, by a vote of 14 to 0. Sent to the Senate for concurrence.

Subsequently, the Senate having concurred in adoption of the emergency preamble, the bill (which originated in the Senate) (which had been returned by His

Excellency the Governor with recommendation of amendment), was put upon its final passage.

On the question on passing the bill to be re-enacted, the sense of the House was taken by yeas and nays, as required under Emergency Rule 2(5); and on the roll call 107 members voted in the affirmative and 51 in the negative.

[See Yea and Nay No. 326 in Supplement.]

Therefore the bill was passed to be re-enacted, in its amended form; and it was signed by the acting Speaker and sent to the Senate.

Subsequently a statement of Mr. Rogers of Norwood was spread upon the records of the House as follows:

MR. SPEAKER: I would like to call to the attention of the House the fact that on the previous roll call, it was my intention to vote in the affirmative. However, I now find that, for some inexplicable reason, I was recorded in the negative.

The engrossed Bill providing for eviction protections during the COVID-19 pandemic emergency (see House, No. 5181), having been certified by the Clerk to be rightly and truly prepared for final passage, was considered, the question being on adopting the emergency preamble.

A separate vote was taken, as required by the provisions of Article XLVIII (as amended by Article LXVII) of the Amendments to the Constitution; and the preamble was adopted, by a vote of 9 to 0. Sent to the Senate for concurrence.

Subsequently, the Senate having concurred in adoption of the emergency preamble, the bill (which originated in the House) (which had been returned by His Excellency the Governor with recommendation of amendment), was passed to be re-enacted, there being no objection, without amendment; and it was signed by the acting Speaker and sent to the Senate.

The engrossed Bill relative to regional tourism council grant distribution (see House, No. 5186, amended), having been certified by the Clerk to be rightly and truly prepared for final passage, was considered, the question being on adopting the emergency preamble.

A separate vote was taken, as required by the provisions of Article XLVIII (as amended by Article LXVII) of the Amendments to the Constitution; and the preamble was adopted, by a vote of 8 to 0. Sent to the Senate for concurrence.

Subsequently, the Senate having concurred in adoption of the emergency preamble, the bill (which originated in the House) (which had been returned by His Excellency the Governor with recommendation of amendment), was passed to be re-enacted, there being no objection, in its amended form; and it was signed by the acting Speaker and sent to the Senate.

The engrossed Bill establishing a federal coronavirus relief funds website (see House, No. 5187), having been certified by the Clerk to be rightly and truly prepared for final passage, was considered, the question being on adopting the emergency preamble.

A separate vote was taken, as required by the provisions of Article XLVIII (as amended by Article LXVII) of the Amendments to the Constitution; and the preamble was adopted, by a vote of 8 to 0. Sent to the Senate for concurrence.

Subsequently, the Senate having concurred in adoption of the emergency preamble, the bill (which originated in the House) (which had been returned by His Excellency the Governor with recommendation of amendment), was passed to be re-

Bill re-enacted,—yea and nay No. 326.

Statement of Mr. Rogers of Norwood.

COVID-19,—evictions.

Bill re-enacted.

Tourism,—grants.

Bill re-enacted.

Coronavirus funds,—website.

Bill re-enacted.

enacted, there being no objection, without amendment; and it was signed by the acting Speaker and sent to the Senate.

The engrossed Bill providing for a long term and congregate care coronavirus transmission reduction guidance report (see House, No. 5188), having been certified by the Clerk to be rightly and truly prepared for final passage, was considered, the question being on adopting the emergency preamble.

COVID-19,—
congregate care
transmission.

A separate vote was taken, as required by the provisions of Article XLVIII (as amended by Article LXVII) of the Amendments to the Constitution; and the preamble was adopted, by a vote of 8 to 0. Sent to the Senate for concurrence.

Subsequently, the Senate having concurred in adoption of the emergency preamble, the bill (which originated in the House) (which had been returned by His Excellency the Governor with recommendation of amendment), was passed to be re-enacted, there being no objection, without amendment; and it was signed by the acting Speaker and sent to the Senate.

Bill
re-enacted.

The engrossed Bill providing for a Department of Children and Families school attendance report (see House, No. 5189), having been certified by the Clerk to be rightly and truly prepared for final passage, was considered, the question being on adopting the emergency preamble.

Schools,—
attendance
report.

A separate vote was taken, as required by the provisions of Article XLVIII (as amended by Article LXVII) of the Amendments to the Constitution; and the preamble was adopted, by a vote of 8 to 0. Sent to the Senate for concurrence.

Subsequently, the Senate having concurred in adoption of the emergency preamble, the bill (which originated in the House) (which had been returned by His Excellency the Governor with recommendation of amendment), was passed to be re-enacted, there being no objection, without amendment; and it was signed by the acting Speaker and sent to the Senate

Bill
re-enacted.

Reports of Committees.

Mr. Michlewitz of Boston, for the committee on Ways and Means, on a message from His Excellency the Governor (for message, see House, No. 5190), returning with his disapproval of parts of certain items contained in the engrossed Bill making appropriations for the fiscal year 2021 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. 5164), reported, in part, that parts of certain items stand (as passed by the General Court). Severally referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

General
Appropriation
Bill.

Mr. Petrolati of Ludlow, for said committee reported, in each instance, that the matters be scheduled for consideration by the House. Under suspension of Rule 7A, in each instance, on motion of Mr. Michlewitz of Boston, the reports were considered forthwith.

Item 7003-1207 (contained in section 2) (AFL-CIO workforce development programs), which had been vetoed by the Governor, then was considered.

On the question on passing said item, notwithstanding the objections of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 131 members voted in the affirmative and 26 in the negative.

AFL-CIO
workforce
development
programs

[See Yea and Nay No. 327 in Supplement.]

[Mr. DeLeo of Winthrop answered “Present” in response to his name.]

Therefore item 7003-1207 passed, notwithstanding the objections of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 7007-0952 (contained in section 2) (Commonwealth Zoological Corporation), which had been reduced by the Governor, then was considered.

The Governor had reduced said item from \$5,225,000 to \$4,625,000.

On the question on passing said item, notwithstanding the reduction of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 145 members voted in the affirmative and 12 in the negative.

[See Yea and Nay No. 328 in Supplement.]

[Mr. DeLeo of Winthrop answered “Present” in response to his name.]

Therefore item 7007-0952 passed, notwithstanding the reduction of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 0321-2100 (contained in section 2) (Correctional Legal Services Committee), which had been reduced by the Governor, then was considered.

The Governor had reduced said item from \$2,208,332 to \$2,026,531.

On the question on passing said item, notwithstanding the reduction of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 136 members voted in the affirmative and 20 in the negative.

[See Yea and Nay No. 329 in Supplement.]

[Representatives DeLeo of Winthrop and Whelan of Brewster answered “Present” in response to their names.]

Therefore item 0321-2100 passed, notwithstanding the reduction of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 0340-0900 (contained in section 2) (Bristol District Attorney’s Office), which had been reduced by the Governor, then was considered.

The Governor had reduced said item from \$11,759,094 to \$11,095,626.

On the question on passing said item, notwithstanding the reduction of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 138 members voted in the affirmative and 19 in the negative.

[See Yea and Nay No. 330 in Supplement.]

[Mr. DeLeo of Winthrop answered “Present” in response to his name.]

Therefore item 0340-0900 passed, notwithstanding the reduction of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 0340-0998 (contained in section 2) (Bristol District Attorney State Police overtime), which had been reduced by the Governor, then was considered.

The Governor had reduced said item from \$564,958 to \$497,086.

On the question on passing said item, notwithstanding the reduction of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 135 members voted in the affirmative and 22 in the negative.

[See Yea and Nay No. 331 in Supplement.]

[Mr. DeLeo of Winthrop answered “Present” in response to his name.]

item 7003-1207
stands,—
yea and nay
No. 327.

Commonwealth
Zoological
Corporation
item 7007-0952
stands,—
yea and nay
No. 328.

Correctional
Legal Services
Committee
item 0321-2100
stands,—
yea and nay
No. 329.

Bristol District
Attorney’s
Office
item 0340-0900
stands,—
yea and nay
No. 330.

Bristol District
Attorney State
Police overtime
item 0340-0998
stands,—
yea and nay
No. 331.

Therefore item 0340-0998 passed, notwithstanding the reduction of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 0810-0004 (contained in section 2) (compensation to victims of violent crime), which had been reduced by the Governor, then was considered.

The Governor had reduced said item from \$2,466,514 to \$2,349,061.

On the question on passing said item, notwithstanding the reduction of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 156 members voted in the affirmative and 0 in the negative.

[See Yea and Nay No. 332 in Supplement.]

[Mr. DeLeo of Winthrop answered “Present” in response to his name.]

Therefore item 0810-0004 passed, notwithstanding the reduction of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 7035-0035 (contained in section 2) (advanced placement math and science programs), which had been reduced by the Governor, then was considered.

The Governor had reduced said item from \$3,292,809 to \$2,892,809.

On the question on passing said item, notwithstanding the reduction of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 153 members voted in the affirmative and 3 in the negative.

[See Yea and Nay No. 333 in Supplement.]

[Mr. DeLeo of Winthrop answered “Present” in response to his name.]

Therefore item 7035-0035 passed, notwithstanding the reduction of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 7010-1202 (contained in section 2) (computer science education), which had been vetoed by the Governor, then was considered.

On the question on passing said item, notwithstanding the objections of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 153 members voted in the affirmative and 3 in the negative.

[See Yea and Nay No. 334 in Supplement.]

[Mr. DeLeo of Winthrop answered “Present” in response to his name.]

Therefore item 7010-1202 passed, notwithstanding the objections of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 2000-0101 (contained in section 2) (climate adaptation and preparedness), which had been disapproved by the Governor, then was considered.

The Governor had stricken certain wording.

On the question on passing said item, notwithstanding the action of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 137 members voted in the affirmative and 19 in the negative.

[See Yea and Nay No. 335 in Supplement.]

[Mr. DeLeo of Winthrop answered “Present” in response to his name.]

Therefore item 2000-0101 (contained in section 2) was passed, notwithstanding the action of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Compensation
to victims of
violent crime
item 0810-0004
stands,—
yea and nay
No. 332.

Advanced
placement math
and science
programs
item 7035-0035
stands,—
yea and nay
No. 333.

Computer
science
education
item 7010-1202
stands,—
yea and nay
No. 334.

Climate
adaptation and
preparedness
item 2000-0101
stands,—
yea and nay
No. 335.

Item 2800-0500 (contained in section 2) (beach preservation), which had been disapproved by the Governor, then was considered.

The Governor had stricken certain wording.

On the question on passing said item, notwithstanding the action of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 136 members voted in the affirmative and 20 in the negative.

[See Yea and Nay No. 336 in Supplement.]

[Mr. DeLeo of Winthrop answered “Present” in response to his name.]

Therefore item 2800-0500 (contained in section 2) was passed, notwithstanding the action of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 7004-0101 (contained in section 2) (emergency assistance family shelters and services), which had been disapproved by the Governor, then was considered.

The Governor had stricken certain wording.

On the question on passing said item, notwithstanding the action of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 148 members voted in the affirmative and 8 in the negative.

[See Yea and Nay No. 337 in Supplement.]

[Mr. DeLeo of Winthrop answered “Present” in response to his name.]

Therefore item 7004-0101 (contained in section 2) was passed, notwithstanding the action of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 7004-0108 (contained in section 2) (HomeBASE), which had been disapproved by the Governor, then was considered.

The Governor had stricken certain wording.

On the question on passing said item, notwithstanding the action of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 136 members voted in the affirmative and 20 in the negative.

[See Yea and Nay No. 338 in Supplement.]

[Mr. DeLeo of Winthrop answered “Present” in response to his name.]

Therefore item 7004-0108 (contained in section 2) was passed, notwithstanding the action of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 1070-0840 (contained in section 2) (Cannabis Control Commission), which had been reduced by the Governor, then was considered.

The Governor had reduced said item from \$12,400,000 to \$9,972,761.

On the question on passing said item, notwithstanding the reduction of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 127 members voted in the affirmative and 28 in the negative.

[See Yea and Nay No. 339 in Supplement.]

[Mr. DeLeo of Winthrop answered “Present” in response to his name.]

Therefore item 1070-0840 passed, notwithstanding the reduction of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Beach
preservation
item 2800-0500
stands,—
yea and nay
No. 336.

Emergency
assistance
family shelters
and services
item 7004-0101
stands,—
yea and nay
No. 337.

HomeBASE
item 7004-0108
stands,—
yea and nay
No. 338.

Cannabis
Control
Commission
item 1070-0840
stands,—
yea and nay
No. 339.

Recess.

At twenty-three minutes after two o'clock P.M. (Wednesday, December 23), on motion of Mr. Jones of North Reading (Mr. Donato of Medford being in the Chair), the House recessed until a quarter before three o'clock; and at fourteen minutes after three o'clock, the House was called to order with Mr. Donato in the Chair.

Recess.

Papers from the Senate.

A report of the committee of conference on the disagreeing votes of the two branches, with reference to the House amendment (striking out all after the enacting clause and inserting in place thereof the text contained in House document numbered 4888) of the Senate Bill putting patients first (Senate, No. 2796), recommending passage of a Bill promoting a resilient health care system that puts patients first (Senate, No. 2984), came from the Senate with the endorsement that it had been accepted by said branch.

Patient safety.

Under suspension of the rules, on motion of Mr. Mariano of Quincy, the report was considered forthwith; and it was accepted, in concurrence.

The House Bill to protect children, families, and firefighters from harmful flame retardants (House, No. 4900), came from the Senate passed to be engrossed, in concurrence, with amendments striking out all after the enacting clause and inserting in place thereof the text contained in Senate document number 2988; and striking out the title and inserting in place thereof the following title: "An Act to protect children and families from harmful flame retardants".

Flame retardants.

The amendments were referred, under Rule 35, to the committee on Bills in the Third Reading. Said committee then reported that the amendments were correctly drawn; and they were adopted, in concurrence.

Engrossed Bills – Land Takings.

The engrossed Bill authorizing the town of Nantucket to supply itself and its inhabitants with water (see House, No. 4399, amended) (which originated in the House) (which had been returned by the Governor with recommendation of amendment), having been certified by the Clerk to be rightly and truly prepared for final passage, was put upon its final passage.

Nantucket,—
water.

On the question on passing the bill to be re-enacted, the sense of the House was taken by yeas and nays (this being a bill providing for the taking of land or other easements used for conservation purposes, etc., as defined by Article XCVII of the Amendments to the Constitution); and on the roll call 158 members voted in the affirmative and 0 in the negative.

Bill re-enacted
(land taking),—
yea and nay
No. 340.

[See Yea and Nay No. 340 in Supplement.]

Therefore the bill was passed to be re-enacted, in its amended form; and it was signed by the acting Speaker and sent to the Senate.

The engrossed Bill authorizing the town of Lenox to transfer certain park property in exchange for dedication of conservation land (see House, No. 4949, changed) (which originated in the House), having been certified by the Clerk to be rightly and truly prepared for final passage, was put upon its final passage.

Lenox,—
land.

On the question on passing the bill to be enacted, the sense of the House was taken by yeas and nays (this being a bill providing for the taking of land or other easements used for conservation purposes, etc., as defined by Article XCVII of the Amendments to the Constitution); and on the roll call 158 members voted in the affirmative and 0 in the negative.

[See Yea and Nay No. 341 in Supplement.]

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

Bill enacted
(land taking),—
yea and nay
No. 341.

Reports of Committees.

Mr. Michlewitz of Boston, for the committee on Ways and Means, on a message from His Excellency the Governor (for message, see House, No. 5190), returning with his disapproval of parts of certain items contained in the engrossed Bill making appropriations for the fiscal year 2021 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. 5164), reported, in part, that parts of certain items stand (as passed by the General Court). Severally referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

General
Appropriation
Bill.

Mr. Petrolati of Ludlow, for said committee reported, in each instance, that the matters be scheduled for consideration by the House. Under suspension of Rule 7A, in each instance, on motion of Mr. Michlewitz of Boston, the reports were considered forthwith.

Item 4000-0700 (contained in section 2) (MassHealth fee for service), which had been reduced by the Governor, then was considered.

The Governor had stricken certain wording and reduced said item from \$3,372,875,665 to \$3,353,875,665.

On the question on passing said item, notwithstanding the reductions of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 124 members voted in the affirmative and 31 in the negative.

MassHealth
fee for service
item 4000-0700
stands,—
yea and nay
No. 342.

[See Yea and Nay No. 342 in Supplement.]

[Representatives DeLeo of Winthrop, Lewis of Framingham and Robinson of Framingham answered “Present” in response to their names.]

Therefore item 4000-0700 passed, notwithstanding the reductions of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 4110-1000 (contained in section 2) (community services for the blind), which had been reduced by the Governor, then was considered.

The Governor had reduced said item from \$7,799,905 to \$6,926,161.

On the question on passing said item, notwithstanding the reduction of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 157 members voted in the affirmative and 0 in the negative.

Community
services for
the blind
item 4110-1000
stands,—
yea and nay
No. 343.

[See Yea and Nay No. 343 in Supplement.]

[Mr. DeLeo of Winthrop answered “Present” in response to his name.]

Therefore item 4110-1000 passed, notwithstanding the reduction of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 4510-0112 (contained in section 2) (postpartum depression pilot program), which had been vetoed by the Governor, then was considered.

On the question on passing said item, notwithstanding the objections of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 156 members voted in the affirmative and 0 in the negative.

[See Yea and Nay No. 344 in Supplement.]

[Mr. DeLeo of Winthrop answered “Present” in response to his name.]

Therefore item 4510-0112 passed, notwithstanding the objections of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 4512-2020 (contained in section 2) (health and safety reform), which had been vetoed by the Governor, then was considered.

On the question on passing said item, notwithstanding the objections of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 132 members voted in the affirmative and 25 in the negative.

[See Yea and Nay No. 345 in Supplement.]

[Mr. DeLeo of Winthrop answered “Present” in response to his name.]

Therefore item 4512-2020 passed, notwithstanding the objections of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 4590-0250 (contained in section 2) (school based health programs), which had been reduced by the Governor, then was considered.

The Governor had stricken certain wording and reduced said item from \$14,123,583 to \$12,405,954.

On the question on passing said item, notwithstanding the reductions of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 156 members voted in the affirmative and 1 in the negative.

[See Yea and Nay No. 346 in Supplement.]

[Mr. DeLeo of Winthrop answered “Present” in response to his name.]

Therefore item 4590-0250 passed, notwithstanding the reductions of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 4590-0300 (contained in section 2) (smoking prevention and cessation programs), which had been reduced by the Governor, then was considered.

The Governor had reduced said item from \$5,118,155 to \$4,618,155.

On the question on passing said item, notwithstanding the reduction of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 150 members voted in the affirmative and 7 in the negative.

[See Yea and Nay No. 347 in Supplement.]

[Mr. DeLeo of Winthrop answered “Present” in response to his name.]

Therefore item 4590-0300 passed, notwithstanding the reduction of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 4590-1504 (contained in section 2) (gun violence prevention), which had been vetoed by the Governor, then was considered.

On the question on passing said item, notwithstanding the objections of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter

Postpartum depression pilot program item 4510-0112 stands,—
yea and nay
No. 344.

Health and safety reform item 4512-2020 stands,—
yea and nay
No. 345.

School based health programs item 4590-0250 stands,—
yea and nay
No. 346.

Smoking prevention and cessation programs item 4590-0300 stands,—
yea and nay
No. 347.

Gun violence prevention

I, Section I, Article II of the Constitution; and on the roll call 151 members voted in the affirmative and 6 in the negative.

[See Yea and Nay No. 348 in Supplement.]

[Mr. DeLeo of Winthrop answered “Present” in response to his name.]

Therefore item 4590-1504 passed, notwithstanding the objections of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 4000-0300 (contained in section 2) (EOHHS and Medicaid administration), which had been disapproved by the Governor, then was considered.

The Governor had stricken certain wording.

On the question on passing said item, notwithstanding the action of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 125 members voted in the affirmative and 30 in the negative.

[See Yea and Nay No. 349 in Supplement.]

[Representatives DeLeo of Winthrop, Lewis of Framingham and Robinson of Framingham answered “Present” in response to their names.]

Therefore item 4000-0300 (contained in section 2) was passed, notwithstanding the action of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 0320-0003 (contained in section 2) (Supreme Judicial Court administration), which had been reduced by the Governor, then was considered.

The Governor had reduced said item from \$10,138,042 to \$9,960,064.

On the question on passing said item, notwithstanding the reduction of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 134 members voted in the affirmative and 23 in the negative.

[See Yea and Nay No. 350 in Supplement.]

[Mr. DeLeo of Winthrop answered “Present” in response to his name.]

Therefore item 0320-0003 passed, notwithstanding the reduction of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 0320-0010 (contained in section 2) (Suffolk County Clerk salaries), which had been reduced by the Governor, then was considered.

The Governor had reduced said item from \$1,975,405 to \$1,794,445.

On the question on passing said item, notwithstanding the reduction of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 126 members voted in the affirmative and 30 in the negative.

[See Yea and Nay No. 351 in Supplement.]

[Representatives DeLeo of Winthrop and Madaro of Boston answered “Present” in response to their names.]

Therefore item 0320-0010 passed, notwithstanding the reduction of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 0321-0001 (contained in section 2) (Commission on Judicial Conduct), which had been reduced by the Governor, then was considered.

The Governor had reduced said item from \$999,196 to \$907,682.

On the question on passing said item, notwithstanding the reduction of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter

item 4590-1504
stands,—
yea and nay
No. 348.

EOHHS and
Medicaid
administration
item 4000-0300
stands,—
yea and nay
No. 349.

Supreme
Judicial Court
administration
item 0320-0003
stands,—
yea and nay
No. 350.

Suffolk County
Clerk salaries
item 0320-0010
stands,—
yea and nay
No. 351.

Commission
on Judicial
Conduct

I, Section I, Article II of the Constitution; and on the roll call 131 members voted in the affirmative and 26 in the negative.

[See Yea and Nay No. 352 in Supplement.]

[Mr. DeLeo of Winthrop answered “Present” in response to his name.]

Therefore item 0321-0001 passed, notwithstanding the reduction of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 0321-0100 (contained in section 2) (Board of Bar Examiners), which had been reduced by the Governor, then was considered.

The Governor had reduced said item from \$1,853,730 to \$1,695,303.

On the question on passing said item, notwithstanding the reduction of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 130 members voted in the affirmative and 26 in the negative.

[See Yea and Nay No. 353 in Supplement.]

[Representatives DeLeo of Winthrop and Sullivan of Abington answered “Present” in response to their names.]

Therefore item 0321-0100 passed, notwithstanding the reduction of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 0322-0100 (contained in section 2) (Appeals Court salaries and expenses), which had been reduced by the Governor, then was considered.

The Governor had reduced said item from \$13,881,671 to \$13,752,596.

On the question on passing said item, notwithstanding the reduction of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 131 members voted in the affirmative and 26 in the negative.

[See Yea and Nay No. 354 in Supplement.]

[Mr. DeLeo of Winthrop answered “Present” in response to his name.]

Therefore item 0322-0100 passed, notwithstanding the reduction of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 0330-0101 (contained in section 2) (Superior Court Justice salaries), which had been reduced by the Governor, then was considered.

The Governor had reduced said item from \$76,194,054 to \$73,933,004.

On the question on passing said item, notwithstanding the reduction of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 131 members voted in the affirmative and 26 in the negative.

[See Yea and Nay No. 355 in Supplement.]

[Mr. DeLeo of Winthrop answered “Present” in response to his name.]

Therefore item 0330-0101 passed, notwithstanding the reduction of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 0330-0300 (contained in section 2) (administrative staff), which had been reduced by the Governor, then was considered.

The Governor had reduced said item from \$269,120,148 to \$261,682,713.

On the question on passing said item, notwithstanding the reduction of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 125 members voted in the affirmative and 31 in the negative.

item 0321-0001
stands,—
yea and nay
No. 352.

Board of Bar
Examiners
item 0321-0100
stands,—
yea and nay
No. 353.

Appeals Court
salaries and
expenses
item 0322-0100
stands,—
yea and nay
No. 354.

Salaries of
Superior Court
justice
item 0330-0101
stands,—
yea and nay
No. 355.

Administrative
staff
item 0330-0300
stands,—
yea and nay

[See Yea and Nay No. 356 in Supplement.]

No. 356.

[Representatives DeLeo of Winthrop and Kearney of Scituate answered “Present” in response to their names.]

Therefore item 0330-0300 passed, notwithstanding the reduction of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 0330-0344 (contained in section 2) (veterans court program administration and transportation), which had been reduced by the Governor, then was considered.

The Governor had reduced said item from \$220,115 to \$184,264.

On the question on passing said item, notwithstanding the reduction of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 157 members voted in the affirmative and 0 in the negative.

Veterans court program administration and transportation item 0330-0344 stands,—
yea and nay
No. 357.

[See Yea and Nay No. 357 in Supplement.]

[Mr. DeLeo of Winthrop answered “Present” in response to his name.]

Therefore item 0330-0344 passed, notwithstanding the reduction of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 0330-0599 (contained in section 2) (recidivism reduction pilot program), which had been reduced by the Governor, then was considered.

The Governor had reduced said item from \$1,474,160 to \$1,468,998.

On the question on passing said item, notwithstanding the reduction of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 132 members voted in the affirmative and 25 in the negative.

Recidivism reduction pilot program item 0330-0599 stands,—
yea and nay
No. 358.

[See Yea and Nay No. 358 in Supplement.]

[Mr. DeLeo of Winthrop answered “Present” in response to his name.]

Therefore item 0330-0599 passed, notwithstanding the reduction of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 0331-0100 (contained in section 2) (Superior Court administrative office), which had been reduced by the Governor, then was considered.

The Governor had reduced said item from \$35,317,910 to \$34,898,168.

On the question on passing said item, notwithstanding the reduction of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 127 members voted in the affirmative and 30 in the negative.

Superior Court administrative office item 0331-0100 stands,—
yea and nay
No. 359.

[See Yea and Nay No. 359 in Supplement.]

[Mr. DeLeo of Winthrop answered “Present” in response to his name.]

Therefore item 0331-0100 passed, notwithstanding the reduction of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 0334-0001 (contained in section 2) (Land Court salaries and expenses), which had been reduced by the Governor, then was considered.

The Governor had reduced said item from \$4,496,087 to \$4,324,364.

On the question on passing said item, notwithstanding the reduction of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 127 members voted in the affirmative and 30 in the negative.

Land Court salaries and expenses item 0334-0001 stands,—
yea and nay
No. 360.

[See Yea and Nay No. 360 in Supplement.]

[Mr. DeLeo of Winthrop answered “Present” in response to his name.]

Therefore item 0334-0001 passed, notwithstanding the reduction of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 0337-0002 (contained in section 2) (Juvenile Court Department), which had been reduced by the Governor, then was considered.

The Governor had reduced said item from \$20,915,217 to \$20,268,503.

On the question on passing said item, notwithstanding the reduction of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 131 members voted in the affirmative and 26 in the negative.

[See Yea and Nay No. 361 in Supplement.]

[Mr. DeLeo of Winthrop answered “Present” in response to his name.]

Therefore item 0337-0002 passed, notwithstanding the reduction of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 0339-1001 (contained in section 2) (Commissioner of Probation administration), which had been reduced by the Governor, then was considered.

The Governor had reduced said item from \$164,521,637 to \$160,585,392.

On the question on passing said item, notwithstanding the reduction of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 126 members voted in the affirmative and 30 in the negative.

[See Yea and Nay No. 362 in Supplement.]

[Representatives DeLeo of Winthrop and Petrolati of Ludlow answered “Present” in response to their names.]

Therefore item 0339-1001 passed, notwithstanding the reduction of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 0339-1003 (contained in section 2) (community corrections administration), which had been reduced by the Governor, then was considered.

The Governor had reduced said item from \$25,889,514 to \$24,757,292.

On the question on passing said item, notwithstanding the reduction of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 127 members voted in the affirmative and 30 in the negative.

[See Yea and Nay No. 363 in Supplement.]

[Mr. DeLeo of Winthrop answered “Present” in response to his name.]

Therefore item 0339-1003 passed, notwithstanding the reduction of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 0339-1005 (contained in section 2) (diverting juveniles from criminal justice), which had been reduced by the Governor, then was considered.

The Governor had reduced said item from \$500,000 to \$350,000.

On the question on passing said item, notwithstanding the reduction of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 128 members voted in the affirmative and 29 in the negative.

[See Yea and Nay No. 364 in Supplement.]

[Mr. DeLeo of Winthrop answered “Present” in response to his name.]

Juvenile Court
Department
item 0337-0002
stands,—
yea and nay
No. 361.

Commissioner
of Probation
administration
item 0339-1001
stands,—
yea and nay
No. 362.

Community
corrections
administration
item 0339-1003
stands,—
yea and nay
No. 363.

Diverting
juveniles from
criminal justice
item 0339-1005
stands,—
yea and nay
No. 364.

Therefore item 0339-1005 passed, notwithstanding the reduction of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 0339-2100 (contained in section 2) (Jury Commissioner), which had been reduced by the Governor, then was considered.

The Governor had reduced said item from \$3,138,517 to \$3,097,944.

On the question on passing said item, notwithstanding the reduction of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 127 members voted in the affirmative and 30 in the negative.

[See Yea and Nay No. 365 in Supplement.]

[Mr. DeLeo of Winthrop answered "Present" in response to his name.]

Therefore item 0339-2100 passed, notwithstanding the reduction of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Jury
Commissioner
item 0339-2100
stands,—
yea and nay
No. 365.

Emergency Measures.

The engrossed Bill relative to certain trust funds and non-public ambulance service reimbursement (see House, No. 5178, amended), having been certified by the Clerk to be rightly and truly prepared for final passage, was considered, the question being on adopting the emergency preamble.

A separate vote was taken, as required by the provisions of Article XLVIII (as amended by Article LXVII) of the Amendments to the Constitution; and the preamble was adopted, by a vote of 15 to 0. Sent to the Senate for concurrence.

Subsequently, the Senate having concurred in adoption of the emergency preamble, the bill (which originated in the House) (which had been returned by His Excellency the Governor with recommendation of amendment), was passed to be re-enacted, there being no objection, in its amended form; and it was signed by the acting Speaker and sent to the Senate.

Ambulances,—
reimbursement.

Bill
re-enacted.

The engrossed Bill relative to medical specialty camp medication administration (see House, No. 5182), having been certified by the Clerk to be rightly and truly prepared for final passage, was considered, the question being on adopting the emergency preamble.

A separate vote was taken, as required by the provisions of Article XLVIII (as amended by Article LXVII) of the Amendments to the Constitution; and the preamble was adopted, by a vote of 17 to 0. Sent to the Senate for concurrence.

Subsequently, the Senate having concurred in adoption of the emergency preamble, the bill (which originated in the House) (which had been returned by His Excellency the Governor with recommendation of amendment), was passed to be re-enacted, there being no objection, without amendment; and it was signed by the acting Speaker and sent to the Senate.

Specialty
camp
medication,—
administration.

Bill
re-enacted.

The engrossed Bill relative to regional transit authority funding distribution (see House, No. 5183), having been certified by the Clerk to be rightly and truly prepared for final passage, was considered, the question being on adopting the emergency preamble.

Regional
transit,—
funding.

A separate vote was taken, as required by the provisions of Article XLVIII (as amended by Article LXVII) of the Amendments to the Constitution; and the preamble was adopted, by a vote of 15 to 0. Sent to the Senate for concurrence.

Subsequently, the Senate having concurred in adoption of the emergency preamble, the bill (which originated in the House) (which had been returned by His Excellency the Governor with recommendation of amendment), was passed to be re-enacted, there being no objection, without amendment; and it was signed by the acting Speaker and sent to the Senate.

Bill
re-enacted.

The engrossed Bill providing for early voting by mail (see House, No. 5184, amended), having been certified by the Clerk to be rightly and truly prepared for final passage, was considered, the question being on adopting the emergency preamble.

Early
voting,—
mail.

A separate vote was taken, as required by the provisions of Article XLVIII (as amended by Article LXVII) of the Amendments to the Constitution; and the preamble was adopted, by a vote of 15 to 0. Sent to the Senate for concurrence.

Subsequently, the Senate having concurred in adoption of the emergency preamble, the bill (which originated in the House) (which had been returned by His Excellency the Governor with recommendation of amendment), was passed to be re-enacted, there being no objection, in its amended form; and it was signed by the acting Speaker and sent to the Senate.

Bill
re-enacted.

The engrossed Bill establishing a sick leave bank for Debra Hill, an employee of the Department of Mental Health (see House, No. 5036), having been certified by the Clerk to be rightly and truly prepared for final passage, was considered, the question being on adopting the emergency preamble.

Debra Hill,—
sick leave.

A separate vote was taken, as required by the provisions of Article XLVIII (as amended by Article LXVII) of the Amendments to the Constitution; and the preamble was adopted, by a vote of 10 to 0. Sent to the Senate for concurrence.

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

Bill
enacted.

Engrossed Bills.

The engrossed Bill promoting a resilient health care system that puts patients first (see Senate, No. 2984) (which originated in the Senate), having been certified by the Clerk to be rightly and truly prepared for final passage, was considered.

Healthcare,—
reform.

Pending the question on passing the bill to be enacted, Mr. Mariano of Quincy moved that Rule 40 be suspended; and the motion prevailed.

Rule 40
suspended.

The same member then moved to amend the bill by inserting before the enacting clause the following emergency preamble:

“*Whereas*, The deferred operation of this act would tend to defeat its purpose, which is to promote forthwith a resilient health care system that puts patients first, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.”

The amendment was adopted; and the bill (see Senate, No. 2984, amended) was sent to the Senate for concurrence in the amendment.

Subsequently, the Senate having concurred in adoption of the amendment, the bill, having been certified by the Clerk to be rightly and truly prepared for final

passage, was placed before the House, the question being on adopting the emergency preamble.

A separate vote then was taken, as required by the provisions of Article XLVIII (as amended by Article LXVII) of the Amendments to the Constitution; and the preamble was adopted, by a vote of 15 to 0. Sent to the Senate for concurrence.

Subsequently, the Senate having concurred in adoption of the emergency preamble, the bill was again put upon its final passage.

On the question on passing the bill to be enacted, the sense of the House was taken by yeas and nays, as required by Emergency Rule 2(5); and on the roll call 157 members voted in the affirmative and 0 in the negative.

[See Yea and Nay No. 366 in Supplement.]

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

Bill enacted,—
yea and nay
No. 366.

Engrossed bills

To protect children and families from harmful flame retardants (see House, No. 4900, amended); and

Bills enacted.

Further regulating the granting of an additional license for the sale of alcoholic beverages not to be drunk on the premises in the city of Marlborough (see House, No. 5047);

(Which severally originated in the House);

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

Reports of Committees.

Mr. Michlewitz of Boston, for the committee on Ways and Means, on a message from His Excellency the Governor (for message, see House, No. 5190), returning with his disapproval of parts of certain items contained in the engrossed Bill making appropriations for the fiscal year 2021 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. 5164), reported, in part, that parts of certain items stand (as passed by the General Court). Severally referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

General Appropriation Bill.

Mr. Petrolati of Ludlow, for said committee reported, in each instance, that the matters be scheduled for consideration by the House. Under suspension of Rule 7A, in each instance, on motion of Mr. Michlewitz of Boston, the reports were considered forthwith.

Item 7010-1194 (contained in section 2) (financial literacy), which had been vetoed by the Governor, then was considered.

On the question on passing said item, notwithstanding the objections of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 153 members voted in the affirmative and 3 in the negative.

Financial literacy item 7010-1194 stands,—
yea and nay
No. 367.

[See Yea and Nay No. 367 in Supplement.]

[Mr. DeLeo of Winthrop answered “Present” in response to his name.]

Therefore item 7010-1194 passed, notwithstanding the objections of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 7028-0031 (contained in section 2) (educational services in institutional schools), which had been reduced by the Governor, then was considered.

The Governor had reduced said item from \$8,430,007 to \$7,680,007.

On the question on passing said item, notwithstanding the reduction of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 126 members voted in the affirmative and 30 in the negative.

[See Yea and Nay No. 368 in Supplement.]

[Mr. DeLeo of Winthrop answered “Present” in response to his name.]

Therefore item 7028-0031 passed, notwithstanding the reduction of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 7061-0029 (contained in section 2) (education reform audits), which had been reduced by the Governor, then was considered.

The Governor had reduced said item from \$1,016,512 to \$925,214.

On the question on passing said item, notwithstanding the reduction of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 125 members voted in the affirmative and 31 in the negative.

[See Yea and Nay No. 369 in Supplement.]

[Mr. DeLeo of Winthrop answered “Present” in response to his name.]

Therefore item 7061-0029 passed, notwithstanding the reduction of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 7061-9401 (contained in section 2) (Assessment Consortium), which had been vetoed by the Governor, then was considered.

On the question on passing said item, notwithstanding the objections of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 126 members voted in the affirmative and 30 in the negative.

[See Yea and Nay No. 370 in Supplement.]

[Mr. DeLeo of Winthrop answered “Present” in response to his name.]

Therefore item 7061-9401 passed, notwithstanding the objections of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Item 2820-0101 (contained in section 2) (State House park rangers), which had been reduced by the Governor, then was considered.

The Governor had reduced said item from \$2,293,057 to \$2,268,788.

On the question on passing said item, notwithstanding the reduction of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 156 members voted in the affirmative and 0 in the negative.

[See Yea and Nay No. 371 in Supplement.]

[Mr. DeLeo of Winthrop answered “Present” in response to his name.]

Therefore item 2820-0101 passed, notwithstanding the reduction of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Educational services in institutional schools item 7028-0031 stands,—
yea and nay
No. 368.

Education reform audits item 7061-0029 stands,—
yea and nay
No. 369.

Assessment Consortium item 7061-9401 stands,—
yea and nay
No. 370.

State House park rangers item 2820-0101 stands,—
yea and nay
No. 371.

Item 0640-0096 (contained in section 2) (Lottery health and welfare), which had been reduced by the Governor, then was considered.

The Governor had reduced said item from \$497,310 to \$473,616.

On the question on passing said item, notwithstanding the reduction of the Governor, the sense of the House was taken by yeas and nays, as required by Chapter I, Section I, Article II of the Constitution; and on the roll call 126 members voted in the affirmative and 30 in the negative.

[See Yea and Nay No. 372 in Supplement.]

[Mr. DeLeo of Winthrop answered "Present" in response to his name.]

Therefore item 0640-0096 passed, notwithstanding the reduction of the Governor (more than two-thirds of the members present and voting having voted in the affirmative). Sent to the Senate for its action.

Lottery health
and welfare
item 0640-0096
stands,—
yea and nay
No. 372.

Order.

On motion of Mr. DeLeo of Winthrop,—

Ordered, That when the House adjourns today, it adjourn to meet on Monday next at eleven o'clock A.M., and that notwithstanding the provisions of House Rule 12, the Clerk be authorized to dispense with the printing of a Calendar for said sitting.

Next
sitting.

At nine o'clock P.M. (Wednesday, December 23), on motion of Mr. Mariano of Quincy (Mr. Donato of Medford being in the Chair), the House adjourned, to meet the following Monday at eleven o'clock A.M.