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**The Commonwealth of Massachusetts**

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**JOURNAL OF THE HOUSE.**



**THURSDAY, JULY 16, 2020.**

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# JOURNAL OF THE HOUSE.

Thursday, July 16, 2020.

Met according to adjournment at eleven o'clock A.M., in an Informal Session, with Mr. Donato of Medford in the Chair (having been appointed by the Speaker, under authority conferred by Rule 5, to perform the duties of the Chair).

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

Pledge of  
allegiance.

## *Resolutions.*

Resolutions (filed with the Clerk by Mr. Cutler of Pembroke) congratulating Shawn M. Dahlen on the occasion of his retirement from the town of Duxbury, were referred under Rule 85, to the committee on Rules.

Shawn  
Dahlen.

Mr. Galvin of Canton, for said committee, reported that the resolutions ought to be adopted. Under suspension of the rules, on motion of Mr. Cutler of Pembroke, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

## *Petitions.*

Petitions severally were presented and referred as follows:

By Representative Fernandes of Falmouth and Senator Cyr, a joint petition (subject to Joint Rule 12) of Dylan A. Fernandes and Julian Cyr that the University of Massachusetts be authorized to convey a certain parcel of land with buildings thereon in the town of Nantucket to the town of Nantucket Affordable Housing Trust Fund.

UMass,—  
land.

By Representative Santiago of Boston and Senator Lesser, a joint petition (subject to Joint Rule 12) of Jon Santiago, Eric P. Lesser and others for an investigation by a special commission to conduct a review of the Commonwealth's COVID-19 response and subsequent recovery and to make recommendations on how to be better prepared for future crises.

COVID-19,—  
response  
commission.

By Representative Tyler of Boston and Senator Collins, a joint petition (subject to Joint Rule 12) of Chynah Tyler and Nick Collins relative to false reporting of an emergency.

Emergencies,—  
reporting.

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

## *Papers from the Senate.*

The House Bill financing the general government infrastructure of the Commonwealth (House, No. 4733, amended), came from the Senate, passed to be engrossed, in concurrence, with an amendment striking out all after the enacting clause and inserting in place thereof the text contained in Senate document numbered 2819.

Infrastructure,—  
bond.

Under suspension of the rules, on motion of Miss Gregoire of Marlborough, the amendment was considered forthwith. The House then non-concurred with the Senate in its amendment; and, on further motion of the same member, asked for a committee of conference on the disagreeing votes of the two branches. Representatives Michlewitz of Boston, Gregoire and Vieira of Falmouth were appointed the committee on the part of the House. Sent to the Senate to be joined.

Committee of conference.

Subsequently notice was received from the Senate that said branch had insisted on its amendment, concurred with the House in the appointment of a committee of conference; and that Senators Rodrigues, DiDomenico and Fattman had been joined as the committee on the part of the Senate.

Id.

#### Bills

Amending the Commonwealth Automobile Reinsurers Governing Committee (Senate, No. 580) (on a petition);

Automobile reinsurers.

Establishing plastic pollution action day in the Commonwealth (Senate, No. 1834) (on a petition);

Plastic pollution.

Authorizing employees of the city of Fall River to purchase credible service for military service time (Senate, No. 2257, amended in section 1, in line 7, by striking out the following: “not more than 180 days after the effective date of this act” and inserting in place thereof the following: “from the effective date of this act until 180 days after the employee receives notice of this act pursuant to subsection (b)”); and in line 8 by striking out the words “and the Division of Human Resources” and inserting in place thereof the words “, in collaboration with the division of human resources of the city of Fall River;”) (on a petition) [Local Approval Received]; and

Fall River,— benefits.

Relative to supplemental reserves in the town of Winchendon (Senate, No. 2681) (on a petition) [Local Approval Received];

Winchendon,— reserves.

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. Galvin of Canton, for the committee on Rules and the committees on Rules of the two branches, acting concurrently, that Joint Rule 12 be suspended on the petition of Dylan A. Fernandes relative to the membership and the reviving and continuation of the Ocean Acidification Commission. Under suspension of the rules, on motion of Mr. Wong of Saugus, the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by resolve) was referred to the committee on Environment, Natural Resources and Agriculture. Sent to the Senate for concurrence.

Ocean Acidification Commission.

By Mr. Galvin of Canton, for the committee on Rules and the committees on Rules of the two branches, acting concurrently, that Joint Rule 12 be suspended on the petition of Mike Connolly, Kevin G. Honan and others relative to the housing market during the COVID-19 emergency and recovery. Under suspension of the rules, on motion of Mr. Connolly of Cambridge, the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on Housing. Sent to the Senate for concurrence.

COVID-19,— housing.

By Mr. Naughton of Clinton, for the committee on Public Safety and Homeland Security, asking to be discharged from further consideration of the message from His

Police,— standards and training.

Excellency the Governor recommending legislation relative to improving police officer standards and accountability and to improve training (House, No. 4794),— and recommending that the same be referred to the committee on Ways and Means. Under Rule 42, the report was considered forthwith; and it was accepted. Sent to the Senate for concurrence, insomuch as relates to the discharge of the committee.

By Mr. Petrolati of Ludlow, for the committee on Steering, Policy and Scheduling, that the House Bill relative to improving safety on the roads of the Commonwealth (House, No. 4850), be scheduled for consideration by the House.

Ignition interlock devices.

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

Subsequently under suspension of the rules, on motion of Mr. Speliotis of Danvers, the bill (having been reported by the committee on Bills in the Third Reading to be correctly drawn) was read a third time; and it was passed to be engrossed, its title having been changed by said committee to read: “An Act relative to the installation of ignition interlock devices for improving safety on the roads of the Commonwealth.”. Sent to the Senate for concurrence.

By Mr. Naughton of Clinton, for the committee on Public Safety and Homeland Security, on a petition, a Bill to protect the civil rights and safety of all Massachusetts residents (House, No. 3573) [Representative Walsh of Peabody dissenting].

Law enforcement training programs.

By the same member, for the same committee, on a petition, a Bill relative to emergency hazard health duty (House, No. 4611).

COVID-19,—presumption.

Severally read; and referred, under Rule 33, to the committee on Ways and Means.

#### *Engrossed Bill.*

The engrossed Bill making appropriations for the fiscal year 2020 to authorize certain COVID-19 spending in anticipation of federal reimbursement (see House, No. 4808, amended) (which originated in the House), in respect to which the Senate had concurred in adoption of the emergency preamble, was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

Bill enacted.

#### *Orders of the Day.*

##### House bills

Relative to certain construction claims by condominium owners (House, No. 4605) (its title having been changed by the committee on Bills in the Third Reading); and

Third reading bills.

Relative to the penalties for the crime of female genital mutilation (House, No. 4606);

Severally reported by the committee on Bills in the Third Reading to be correctly drawn, were read a third time; and they were passed to be engrossed. Severally sent to the Senate for concurrence.

#### *Recess.*

At two minutes before twelve o'clock noon, on motion of Mr. Barrows of Mansfield (Mr. Donato of Medford being in the Chair), the House recessed subject to

Recess.

the call of the Chair; and at twenty-eight minutes before four o'clock the House was called to order with Mr. Donato in the Chair.

*Reports of Committees.*

By Mr. Michlewitz of Boston, for the committee on Ways and Means, that the Bill to expand take-out/delivery options in response to COVID-19 (Senate, No. 2812), ought to pass with an amendment striking out all after the enacting clause and inserting in place thereof the text contained in House document numbered 4856. Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

COVID-19,—  
take-out and  
delivery.

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

Under suspension of Rule 7A, on motion of Mr. Michlewitz of Boston, the bill was read a second time forthwith.

The amendment recommended by the committee on Ways and Means then was adopted; and the bill, as amended, was ordered to a third reading.

Subsequently under suspension of the rules, on further motion of the same member, the bill (having been reported by the committee on Bills in the Third Reading to be correctly drawn) was read a third time; and it was passed to be engrossed, in concurrence. The bill (Senate, No. 2812, amended) then was sent to the Senate for concurrence in the amendment.

*Recess.*

At twelve minutes after four o'clock P.M., on motion of Mr. Barrows of Mansfield (Mr. Donato of Medford being in the Chair), the House recessed subject to the call of the Chair; and at twenty-four minutes after five o'clock the House was called to order with Mr. Donato in the Chair.

Recess.

*Paper from the Senate.*

The Senate Bill to mitigate arbovirus in the Commonwealth (Senate, No. 2757, amended), came from the Senate with the endorsement that said branch had concurred with the House in its amendment (striking out all after the enacting clause and inserting in place thereof the text contained in House, No. 4851), with further amendments in section 1, in lines 36 and 37, striking out the words "department of public health. The department of public health" and inserting in place thereof the words "executive office. The executive office", in line 39 striking out the words "department of public health" and inserting in place thereof the words "executive office"; in section 3, in line 64, striking out the figures: "16" and inserting in place thereof the figures: "15", in line 64 striking out the following: "2 of whom shall be commissioners" and inserting in place thereof the following: "1 of whom shall be a commissioner"; and in lines 74, 75 and 76, by striking out, each time it appears, the word "an" and inserting in place thereof, in each instance, the words "a statewide". The further amendments were referred, under Rule 35, to the committee on Bills in the Third Reading.

Arbovirus  
mitigation.

Subsequently, the further amendments (reported by said committee to be correctly drawn) were adopted, in concurrence.

*Recess.*

At twenty-four minutes after five o'clock P.M., on motion of Mr. Barrows of Mansfield (Mr. Donato of Medford being in the Chair), the House recessed subject to the call of the Chair; and at twelve minutes after six o'clock the House was called to order with Mr. Donato in the Chair.

Recess.

*Emergency Measures.*

The engrossed Bill to mitigate arbovirus in the Commonwealth (see House, No. 2757, 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.

Arbovirus mitigation.

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

Bill enacted.

The engrossed Bill to expand take-out/delivery options in response to COVID-19 (see Senate, No. 2812, 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.

COVID-19,—  
take-out and  
delivery.

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

Bill enacted.

*Orders.*

The following order (filed by Ms. Decker of Cambridge) was referred, under Joint Rule 30, to the committees on Rules of the two branches, acting concurrently:

*Ordered*, That, notwithstanding the provisions of Joint Rule 10, the committee on Mental Health, Substance Use and Recovery be granted until Wednesday, July 29, 2020 within which time to make its final report on current House documents numbered 1697, 1699, 1709, 1716, 1724, 1733, 1734, 1736, 1745 and 1748.

Mental Health,  
Substance Use  
and Recovery  
committee,—  
extension  
of time for  
reporting.

Mr. Galvin of Canton, for the committees on Rules, reported that the order (House, No. 4400), ought to be adopted. Under suspension of the rules, on motion of Ms. Decker of Cambridge, the order was considered forthwith, there being no objection; and it was adopted. Sent to the Senate for concurrence.

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.

Next sitting.

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At twenty-two minutes after six o'clock P.M., on motion of Mr. Barrows of Mansfield (Mr. Donato of Medford being in the Chair), the House adjourned, to meet the following Monday at eleven o'clock A.M., in an Informal Session.