

The Commonwealth of Massachusetts

JOURNAL OF THE SENATE.



THURSDAY, JUNE 8, 2023

JOURNAL OF THE SENATE

Thursday, June 8, 2023.

Met at eleven minutes past eleven o'clock A.M. (Mr. Timilty in the Chair).

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

Pledge of allegiance.

Distinguished Guests.

There being no objection, the Chair, Mr. Timilty, introduced, in the rear of the Chamber, the 5th grade class from the Cunningham Elementary School in Milton. The students were on a field trip to the State House and learning about the different aspects of state government. The Senate welcomed them with applause and they withdrew from the Chamber. They were led by teachers: Ms. Chen, Ms. McDonough, Ms. D'Entremont, Ms. Keeler, Ms. Green, Ms. Steuterman and Ms. Watrous.

Cunningham Elementary School.

Communication.

Communication from the Department of Public Health relative to its plan of correction for the Norfolk County House of Correction and Alternative Center inspection on May 5, 2023 (received June 7, 2023),-- was placed on file.

DPH,-- plan of correction. SD2649

Reports.

The following reports were severally received and placed on file, to wit:

Report of the Autism Commission (pursuant to Section 217(c) of Chapter 6 of the General Laws) submitting its 2022 annual report and several appendices (received May 17, 2023); and

Autism Commission,-- annual report. SD2644
HIT Council,-- annual report. SD2645

Report of the Health Information Technology Council (pursuant to Section 15 of Chapter 118I of the General Laws) submitting its 2022 annual report (received May 15, 2023).

Petitions.

Petitions were severally presented and referred as follows:

By Mr. Finegold, a petition (accompanied by bill, Senate, No. 2396) of Barry R. Finegold (by vote of the town) for legislation to exempt the town of Tewksbury from the provisions of the civil service law with regard to the recruitment and hiring of full-time permanent police officers [Local approval received];

Tewksbury,-- police officers.

**Under Senate Rule 20, to the committee on Public Service.
Sent to the House for concurrence.**

By Mr. Fattman, a petition (accompanied by bill) (subject to Joint Rule 12) of Ryan C. Fattman for legislation relative to convicted lobbyists and legislative agents;

Lobbyists,-- corruption. SD2646

By Mr. Rodrigues, a petition (accompanied by bill) (subject to Joint Rule 12) of Michael J. Rodrigues for legislation to establish a sick leave bank for Jody Ricketson; and

Jody Ricketson,-- sick leave. SD2642

By Mr. Rush, a petition (accompanied by bill) (subject to Joint Rule 12) of Michael

Motor vehicle,--

F. Rush for legislation relative to motor vehicle distributors;

distributors.
SD2647

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

PAPERS FROM THE HOUSE.

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

Gail Ryan has been appointed to serve as his designee (under Section 26 of Chapter 260 of the Acts of 2020) to the Rare Disease Advisory Council.

Rare Disease
Advisory Council.

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

Petition (accompanied by bill, House, No. 3889) of Joseph D. McKenna and Paul K. Frost (by vote of the town) for legislation to authorize appointing authority of the Oxford police department to the town manager in the town of Oxford; and

Oxford,-- police
department.

Petition (accompanied by bill, House, No. 3890) of Smitty Pignatelli and Paul W. Mark (by vote of the town) for legislation to amend the board of public works in the town of Lee;

Lee,-- board of public
works.

Severally to the committee on Municipalities and Regional Government.

Resolutions.

Mr. DiDomenico in the Chair, the following resolutions (having been filed with the Clerk) were severally considered forthwith and adopted, as follows:-

Resolutions (filed by Mr. Cyr) “congratulating Monica Kraft on her retirement as Town Moderator in the town of Truro after 27 years of distinguished service”;

Monica Kraft.

Resolutions (filed by Messrs. O’Connor and Timilty) “congratulating Tighe Donovan on his elevation to the rank of Eagle Scout”;

Tighe Donovan.

Resolutions (filed by Messrs. O’Connor and Timilty) “congratulating Aleks Kollcinaku on his elevation to the rank of Eagle Scout”;

Aleks Kollcinaku.

Resolutions (filed by Messrs. O’Connor and Timilty) “congratulating Cameron McCann on his elevation to the rank of Eagle Scout”;

Cameron McCann.

Resolutions (filed by Messrs. O’Connor and Timilty) “congratulating Jonathan Tilden on his elevation to the rank of Eagle Scout”;

Jonathan Tilden.

Resolutions (filed by Mr. Rush) “congratulating Nicolas Frédéric Pierre L’Huillier on his elevation to the rank of Eagle Scout”; and

Nicolas Frédéric
Pierre L’Huillier.

Resolutions (filed by Mr. Rush) “congratulating Christopher Lustig on his elevation to the rank of Eagle Scout.”

Christopher Lustig.

Communication.

The Clerk read the following communication:

COMMONWEALTH OF MASSACHUSETTS
MASSACHUSETTS SENATE

June 8, 2023

Senator Patrick M.
O’Connor,-- absence
from the Chamber.

Michael D. Hurley,
Clerk of the Senate
State House, Room 335
Boston, MA 02133

Dear Mr. Clerk:

Due to a medical appointment, I missed roll call #37 on amendment #780, filed by Senator Gobi.

Had I been able to vote, I would have voted in the affirmative.

Thank you for your attention to this important matter. Please do not hesitate to contact me directly if you have any questions or concerns.

Sincerely,

Patrick M. O'Connor

State Senator

First Plymouth & Norfolk Districts

On motion of Mr. Timilty, the above communication was ordered printed in the Journal of the Senate.

Ordered printed.

Reports of a Committee.

By Mr. Rodrigues, for the committee on Ways and Means, that the House Bill relative to providing for the terms of certain bonds to provide for a program of housing, community development, economic opportunities, support for local governments, increased innovation and job creation to be issued by the Commonwealth (House, No. 3862),-- ought to pass.

Bonds,-- terms.

There being no objection, the rules were suspended, on motion of Mr. Fattman, and the bill was read a second time, ordered to a third reading, read a third time and passed to be engrossed, in concurrence.

By Mr. Rodrigues, for the committee on Ways and Means, that the House Bill relative to improve the Commonwealth's competitiveness, affordability, and equity (House, No. 3770),-- ought to pass, with an amendment striking out all after the enacting clause and inserting in place thereof the text of Senate document numbered 2397.

Tax relief and policy.

Order Adopted.

Mr. Rodrigues offered the following order, to wit:

Ordered, That notwithstanding Senate Rule 7 or any other rule to the contrary, the House Bill to improve the Commonwealth's competitiveness, affordability, and equity (House, No. 3770) (the committee on Ways and Means having recommended that the bill be amended by striking out all after the enacting clause and inserting in place thereof the text of Senate document numbered 2397) shall be placed in the Orders of the Day for a second reading on Thursday, June 15, 2023.

Procedural order.

All amendments shall be filed electronically in the office of the Clerk of the Senate by 5:00 P.M, on Monday, June 12, 2023. All such amendments shall be second reading amendments to the Senate Ways and Means new text (Senate, No. 2397), but further amendments in the third degree to such amendments shall be in order. The Clerk shall further specify the procedure and format for filing all amendments, consistent with this order.

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

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

The bill will be placed in the Orders of the Day for Thursday, June 15, 2023, for a second reading with the amendment pending.

PAPER FROM THE HOUSE.

The House Bill financing improvements to municipal roads and bridges (House, No. 3547),-- came from the House with the endorsement that the House had NON-concurred in the Senate amendment striking out all after the enacting clause and inserting in place thereof the text contained in Senate document numbered 2375, and had asked for a committee of conference on the disagreeing votes of the two branches; and that Representatives Straus of Mattapoisett, Murray of Milford and Howitt of Seekonk had been appointed the committee on the part of the House.

Municipal roads and bridges,-- financing.

On motion of Mr. Fattman, the Senate insisted on its amendment and concurred in the appointment of a committee of conference; and Senators Crighton, Mark and O'Connor were appointed on the part of the Senate.

The bill was returned to the House endorsed accordingly.

Order Adopted.

On motion of Mr. Timilty,--

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

Time of meeting.

On motion of the same Senator, at twenty-nine minutes past eleven o'clock A.M., the Senate adjourned to meet again on Monday next at eleven o'clock A.M.