

The Commonwealth of Massachusetts

JOURNAL OF THE SENATE.



MONDAY, OCTOBER 30, 2023

JOURNAL OF THE SENATE

Monday, October 30, 2023.

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

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

Pledge of allegiance.

Communications.

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

Communication from the Community Behavioral Health Promotion and Prevention Commission (pursuant to Section 219(e) of Chapter 6 of the General Laws) submitting its 2022-2023 annual report of activities to date (received October 26, 2023); and

CBH commission,-- annual report. SD2823

Communication from the Department of Public Health relative to its plan of correction for the Essex County Correctional Facility inspection on October 4 and 5, 2023 (received October 27, 2023).

DPH,-- plan of correction. SD2825

Report.

Report of the Department of Public Health (pursuant to Sections 5, 20 and 21 of Chapter 111 of the General Laws) relative to inspection of Bridgewater State Hospital (received October 27, 2023),-- was placed on file.

DPH,-- facility inspection. SD2826

Petition.

Mr. Fattman presented a petition (accompanied by bill) (subject to Joint Rule 12) of Ryan C. Fattman for legislation to ensure fair housing for homeless families,-- and the same was referred, under Senate Rule 20, to the committees on Rules of the two branches, acting concurrently.

Housing,-- homeless families. SD2824

Reports of Committees.

By Ms. Friedman for the committee on Health Care Financing, on Senate, No. 726 and House, No. 1168, a Bill protecting the homes of seniors and disabled people on MassHealth (Senate, No. 726) [Estimated cost: greater than \$100,000];

Seniors and disabled people,-- homes.

By the same Senator, for the same committee, on Senate, No. 740 and House, No. 1237, a Bill to ensure equitable health coverage for children (Senate, No. 740) [Estimated cost: greater than \$100,000];

Children,-- equitable health coverage.

By the same Senator, for the same committee, on Senate, No. 748 and House, No. 1192, a Bill to protect medically fragile children (Senate, No. 748) [Estimated cost: greater than \$100,000];

MassHealth,-- nursing hours.

By the same Senator, for the same committee, on Senate, Nos. 732, 749, 767, 778, 783, 784 and 797 and House, Nos. 619, 1176, 1201, 1205, 1206, 1215, 1246 and 1247, a Bill relative to pharmaceutical access, costs and transparency (Senate, No. 2492) [Estimated cost: greater than \$100,000];

Pharmaceuticals,-- cost and transparency

By Mr. Collins, for the committee on State Administration and Regulatory Oversight, on petition, a Bill establishing gender-neutral bathrooms (Senate, No. 1978);

Bathrooms,-- gender-neutral.

By the same Senator, for the same committee, on petition, a Bill to waive chargebacks

Dukes County

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on state grants, federal grant awards, federal subgrants and subsidies for the Dukes County Sheriff's Regional Emergency Communication Center (Senate, No. 1987);

Sheriff,-- waive chargebacks.

By the same Senator, for the same committee, on petition, a Bill relative to language access and inclusion (Senate, No. 1990); and

Language,-- access.

By the same Senator, for the same committee, on petition, a Bill prohibiting state and municipal contracts for the purchase and installation of artificial turf fields (Senate, No. 2057) [Representative Elliott of Lowell dissenting];

Artificial turf fields,-- contracts.

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

By Mr. Collins, for the committee on State Administration and Regulatory Oversight, on petition, a Bill making October 25th Dwarfism Awareness Day in the Commonwealth (Senate, No. 2003);

Dwarfism Awareness Day.

By the same Senator, for the same committee, on petition, a Bill designating October 15 as Pregnancy and Infant Loss Awareness Day (Senate, No. 2005);

Pregnancy and Infant Loss Awareness Day.

By the same Senator, for the same committee, on petition, a Bill designating September as PCOS awareness month year of manufacture registration plates (Senate, No. 2030);

PCOS,-- awareness.

By the same Senator, for the same committee, on petition, a Bill relative to educational collaboratives (Senate, No. 2042); and

Educational collaboratives.

By the same Senator, for the same committee, on petition, a Bill relative to changing the name of the Salisbury Beach State Reservation (Senate, No. 2071);

Salisbury Beach Reservation.

Severally read and, under Senate Rule 26, referred to the committee on Rules.

PAPERS FROM THE HOUSE.

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

Petition (accompanied by bill, House, No. 4146) of Bradley H. Jones, Jr. and Brendan P. Crighton (by vote of the town) that the town of Lynnfield be authorized to continue the employment of Glenn Davis, the fire chief of said town;

Lynnfield,-- Fire Chief Glenn Davis.

Petition (accompanied by bill, House, No. 4147) of Andres X. Vargas (with the approval of the mayor and city council) that Brandon Fredette be authorized to take the civil service examination for the position of firefighter in the city of Haverhill, notwithstanding the maximum age requirement;

Haverhill,-- Brandon Fredette.

Petition (accompanied by bill, House, No. 4148) of Andres X. Vargas (with the approval of the mayor and city council) that Brian Dacey be authorized to take the civil service examination for the position of police officer in the city of Haverhill, notwithstanding the maximum age requirement; and

Haverhill,-- Brian Dacey.

Petition (accompanied by bill, House, No. 4149) of Andres X. Vargas (with the approval of the mayor and city council) that Derek Clark be authorized to take the civil service examination for the position of firefighter in the city of Haverhill, notwithstanding the maximum age requirement;

Haverhill,-- Derek Clark.

Severally to the committee on Public Service.

A Bill designating a certain bridge in the town of Dedham as the Honorable Kelly A. Timilty memorial bridge (House, No. 3383, amended,-- on petition),-- **was read and, under Senate Rule 26, referred to the committee on Rules.**

Dedham,-- Hon. Kelly A. Timilty memorial bridge.

Bills

Establishing a department of public works in the town of Tyngsborough (House, No. 2052,-- on petition) [Local approval received]; and

Tyngsborough,-- Dept. of Public Works.

Authorizing the town of Northfield to continue the employment of Floyd Dunnell III (House, No. 4048,-- on House, No. 3938) [Local approval received on House, No. 3938];
Were severally read and, under Senate Rule 26, placed in the Orders of the Day for the next session.

Northfield,-- Floyd Dunnell III.

Reports

Of the committee on Municipalities and Regional Government, asking to be discharged from further consideration

Of the petition (accompanied by bill, Senate, No. 1308) of Liz Miranda for legislation relative to zoning ordinances or by-laws in MBTA communities;

Affordable housing,-- zoning.

Of the petition (accompanied by bill, House, No. 2028) of Christine P. Barber and others for legislation to remove zoning barriers to help create affordable housing;

Id.

Of the petition (accompanied by bill, House, No. 2034) of Daniel Cahill relative to increasing affordable and public housing options for multi-family zoning as-of-right in MBTA communities;

Id.

Of the petition (accompanied by bill, House, No. 3923) of William J. Driscoll, Jr., that zoning ordinances in MBTA communities require certain housing be located within high-capacity public transportation areas;

MBTA communities,-- zoning ordinances.

Of the petition (accompanied by bill, House, No. 3940) of James K. Hawkins relative to zoning ordinances in MBTA communities; and

Manufactured home communities,-- zoning.
Housing emergency,-- zoning.

Of the petition (accompanied by bill, House, No. 3963) of Lindsay N. Sabadosa, Mike Connolly and Vanna Howard relative to zoning and the alleviation of the housing emergency;

And recommending that the same severally be referred to the committee on Housing.

Of the petition (accompanied by bill, House, No. 2038) of Simon Cataldo and Carmine Lawrence Gentile (by vote of the town) for legislation to prohibit the expansion of fossil fuel infrastructure for new construction in the town of Concord; and

Concord,-- fossil fuel infrastructure.

Of the petition (accompanied by bill, House, No. 3850) of Tommy Vitolo and Cynthia Stone Creem (by vote of the town) that the town of Brookline be authorized to adopt green zoning by-laws and regulations in said town;

Brookline,-- green zoning.

And recommending that the same severally be referred to the committee on Telecommunications, Utilities and Energy.

Were severally considered forthwith, under Senate Rule 36, and accepted, in concurrence.

Resolutions.

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

Resolutions (filed by Ms. Lovely) “commending Resolve New England, Inc. for recognizing October 2023 as National Pregnancy and Infant Loss Awareness Month.”

Resolve New England, Inc.

PAPER FROM THE HOUSE.

The House Bill relative to salary range transparency (House, No. 4109),-- 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 2484, and had asked for a committee of conference on the disagreeing votes of the two branches; and that Representatives Cutler of Duxbury, Fluker Oakley of Boston and Kane of Shrewsbury had been appointed to the committee on the part of the House.

Salary range,-- transparency.

On motion of Mr. Tarr, the Senate insisted on its amendment and concurred in

the appointment of a committee of conference; and Senators Jehlen, Feeney and O'Connor were appointed on the part of the Senate.

The bill was returned to the House endorsed accordingly.

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

Petition (accompanied by bill, House, No. 4154) of Jeffrey Rosario Turco relative to stores offering digital coupons;

Digital coupons,-- stores.

Under suspension of Joint Rule 12, to the committee on Consumer Protection and Professional Licensure.

Petition (accompanied by bill, House, No. 4155) of Jeffrey Rosario Turco for legislation to allow temporary door-locking devices in public buildings and schools;

Door-locking device,-- public buildings.

Under suspension of Joint Rule 12, to the committee on Public Safety and Homeland Security.

Order Adopted.

On motion of Mr. Tarr,--

Ordered, That, when the Senate adjourns today, it adjourn to meet again on Thursday 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 a quarter past eleven o'clock A.M., the Senate adjourned to meet again on Thursday next at eleven o'clock A.M.