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**The Commonwealth of Massachusetts**

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**JOURNAL OF THE SENATE.**



**MONDAY, MAY 15, 2023**

JOURNAL OF THE SENATE

Monday, May 15, 2023.

Met at five 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.

Communication.

Communication from the Department of Public Health relative to its plans of correction for the Suffolk County Jail inspection on April 17, 2023 and Worcester County Jail and House of Correction inspection on April 5 and 6, 2023 (received May 11, 2023),-- was placed on file.

DPH,-- plans of correction. SD2605

Reports.

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

Report of the Department of Public Health (pursuant to Sections 5, 20 and 21 of Chapter 111 of the General Laws) relative to inspections of Norfolk County House of Correction and Alternative Center and MCI Norfolk (received May 11, 2023);

DPH,-- facility inspections. SD2606

Report of the Massachusetts District Attorneys Association (pursuant to Section 20D of Chapter 12 of the General Laws) submitting its report relative to child abuse and neglect cases that have been referred for criminal prosecution during fiscal year 2022 (received May 11, 2023); and

MDAA,-- child abuse report. SD2608

Report of the Division of Insurance (pursuant to Sections 4A and 4B of Chapter 175 of the General Laws) submitting its annual home insurance report for calendar year 2021 (copies having been forwarded as required to the Senate Committee on Ways and Means, joint committee on Financial Services and the Office of the Attorney General) (received May 12, 2023).

DOI,-- home insurance report. SD2609

Petition.

Ms. Edwards presented a petition (accompanied by bill) (subject to Joint Rule 12) of Lydia Edwards for legislation to establish a Massport Climate Resiliency Trust Fund,-- and the same was referred, under Senate Rule 20, to the committees on Rules of the two branches acting concurrently.

Massport Climate Resiliency Trust Fund. SD2607

PAPERS FROM THE HOUSE.

A communication from the Department of Energy Resources of the Executive Office of Energy and Environmental Affairs (under the provisions of section 12 of Chapter 25A of the General Laws) submitting regulations 225 CMR 24.00 – Municipal Fossil Fuel Free Building Construction and Renovation Demonstration Project, and also establishing data reporting requirements and assessment procedures to measure impacts of fossil fuel free building code requirements (House, No. 3847),-- was referred, in concurrence, to the committee on Telecommunications, Utilities and Energy.

Dept. of Energy Resources,-- regulations.

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

Petition (accompanied by bill, House, No. 3839) of James Arciero (by vote of the town) that the town of Westford be authorized to grant one additional license for the sale of all alcoholic beverages to be drunk on the premise;

Westford,-- liquor license.

**To the committee on Consumer Protection and Professional Licensure.**

Petition (accompanied by bill, House, No. 3840) of Mindy Domb and Joanne M. Comerford (with the approval of the town council) that the city known as the town of Amherst be authorized to extend local voting rights for lawful permanent residents residing in said town

Amherst,-- voting rights.

**To the committee on Election Laws.**

Petition (accompanied by bill, House, No. 3841) of Natalie M. Blais and Joanne M. Comerford (by vote of the town) relative to the construction and operation of systems of sewers in the town of Deerfield; and

Deerfield,-- sewers construction.

Petition (accompanied by bill, House, No. 3842) of Dylan A. Fernandes and Julian Cyr (by vote of the town) relative to changing the name of the board of selectmen of the town of Gosnold to selectboard;

Gosnold,-- selectboard.

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

Petition (accompanied by bill, House, No. 3843) of Natalie M. Blais and Joanne M. Comerford (by vote of the town) that the town of Deerfield be authorized to continue the employment of police department members Michael W. Habel, Robert A Thratcher and Mark Jacques; and

Deerfield,-- police department.

Petition (accompanied by bill, House, No. 3844) of Rob Consalvo (with the approval of the mayor and city council) for legislation to authorize the appointment of Ariel Rodriguez as a police officer in the city of Boston notwithstanding the maximum age requirement;

Boston,-- Ariel Rodriguez.

**Severally to the committee on Public Service.**

Petition (accompanied by bill, House, No. 3845) of Mike Connolly and Erika Uytterhoeven (with the approval of the mayor and city council) that the city of Somerville be authorized to establish a real estate transfer fee on certain real estate transactions in said city;

Somerville,-- real estate transfer fee.

**To the committee on Revenue.**

Petition (accompanied by bill, House, No. 3846) of Manny Cruz (with the approval of the mayor and city council) that the city of Salem be authorized to adopt and enforce local regulations restricting new fossil fuel infrastructure in certain construction projects in said city;

Salem,-- fossil fuel infrastructure.

**To the committee on Telecommunications, Utilities and Energy.**

A report of the committee on Environment and Natural Resources, asking to be discharged from further consideration of the petition (accompanied by bill, House, No. 900) of Paul A. Schmid, III that the Department of Conservation and Recreation be authorized to release a restriction on certain land in the town of Freetown, and recommending that the same be referred to the committee on State Administration and Regulatory Oversight,-- **was considered forthwith, under Senate Rule 36, and accepted, in concurrence.**

Freetown,-- land release.

*Reports of Committees.*

By Ms. Lovely, for the committees on Rules of the two branches, acting concurrently, that Joint Rule 12 be suspended on the Senate petition of Cynthia Stone Creem, Liz Miranda and Estela A. Reyes for legislation to further regulate professional and occupational licensing.

Professional licensure,-- employment. SD2536

**Senate Rule 36 was suspended, on motion of Mr. O'Connor, and the report was**

**considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on Consumer Protection and Professional Licensure.**

By Ms. Lovely, for the committees on Rules of the two branches, acting concurrently, that Joint Rule 12 be suspended on the Senate petition of Cynthia Stone Creem for legislation relative to forfeiture reform.

Forfeiture reform.  
SD2531

**Senate Rule 36 was suspended, on motion of Mr. O'Connor, and the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on the Judiciary.**

By Ms. Lovely, for the committees on Rules of the two branches, acting concurrently, that Joint Rule 12 be suspended on the Senate petition of Susan L. Moran and Tackey Chan for legislation to facilitate restitution against unfinished development to be known as the FRAUD Act.

FRAUD act.  
SD2565

**Senate Rule 36 was suspended, on motion of Mr. O'Connor, and the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on the Judiciary.**

By Ms. Lovely, for the committees on Rules of the two branches, acting concurrently, that Joint Rule 12 be suspended on the Senate petition of Arthur Desloges for legislation to update the citizens advisory panel and strengthening citizen participation on the panel for the decommissioning of the Pilgrim Nuclear Power Plant.

Pilgrim Nuclear  
Power Station.  
SD2518

**Senate Rule 36 was suspended, on motion of Mr. O'Connor, and the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on Telecommunication, Utilities and Energy.**

**Severally sent to the House for concurrence.**

PAPERS FROM THE HOUSE.

A Bill establishing a sick leave bank for Sarah Kolb, an employee of the Division of Medical Assistance (House, No. 3820, amended,-- on House, No. 3814),-- was read.

Sarah Kolb,-- sick  
leave.

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

A Bill establishing a sick leave bank for Michael Grant, an employee of the department of correction (House, No. 3821, amended,-- on House, No. 3815),-- was read.

Michael Grant,-- sick  
leave.

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

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

Petition (accompanied by bill, House, No. 3848) of Antonio F. D. Cabral for legislation to establish a sick leave bank for Ana C. Contreras, an employee of the Trial Court;

Ana C. Contreras,--  
sick leave.

**Under suspension of Joint Rule 12, to the committee on the Judiciary.**

Petition (accompanied by bill, House, No. 3849) of Josh S. Cutler and Dylan A. Fernandes that the Executive Office of Labor and Workforce Development be authorized to establish a four-day work week pilot program;

Work week,-- pilot  
program.

**Under suspension of Joint Rule 12, to the committee on Labor and Workforce Development.**

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.

**Under suspension of Joint Rule 12, to the committee on Municipalities and**

**Regional Government.**

Petition (accompanied by bill, House, No. 3851) of William M. Straus and others for legislation to provide funding of certain collective bargaining agreements;

CBA's,-- funding.

**Under suspension of Joint Rule 12, to the committee on Public Service.**

Petition (accompanied by bill, House, No. 3852) of Tommy Vitolo, Samantha Montañó and Francisco E. Paulino relative to electrical load aggregation programs;

Electrical load aggregation programs.

**Under suspension of Joint Rule 12, to the committee on Telecommunications, Utilities and Energy.**

*Order Adopted.*

On motion of Mr. O'Connor,--

*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 eight minutes past eleven o'clock A.M., the Senate adjourned to meet again on Thursday next at eleven o'clock A.M.