

The Commonwealth of Massachusetts

JOURNAL OF THE SENATE.



MONDAY, NOVEMBER 28, 2016.

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Monday, November 28, 2016.

Met at eight minutes past eleven o'clock A.M. (Mr. Brownsberger in the Chair) (having been appointed by the President, under authority conferred by Senate Rule 4, to perform the duties of the Chair).

The Chair (Mr. Brownsberger), 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. Brownsberger) handed the gavel to Mr. Tarr for the purpose of an introduction. Mr. Tarr then introduced, in the Senate Gallery, a group of students and teachers from Pentucket Regional High School in West Newbury. The group was on a tour of the State House learning about the different aspects of state government. The Senate welcomed them with applause and they withdrew from the Gallery.

Pentucket Regional High School.

Communication.

Communication from the Honorable Stanley C. Rosenberg, President of the Senate, announcing the appointment (pursuant to Section 136 of Chapter 219 of the Acts of 2014) of Mr. Peter Shattuck to the Special Commission to make an investigation and study relative to the practical, economic, fiscal and health related impacts of the Commonwealth remaining on eastern daylight time,-- **was placed on file**

Daylight Savings Commission.

Report.

Report of the Human Resources Division (pursuant to Section 25 of Chapter 31 of the General Laws) submitting its civil service police and fire promotional eligible lists that have been revoked (received November 23, 2016),-- **was placed on file.**

HRD,-- promotional eligible lists.
SD2752

Report of a Committee.

By Mr. Timilty, for the committee on Public Service, on petition, a Bill establishing a sick leave bank for Nereida Prats, an employee of the Department of Developmental Services (Senate, No. 2506);

Nereida Prats,-- sick leave.

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

PAPERS FROM THE HOUSE

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

Petition (accompanied by bill, House, No. 4737) of Paul Tucker and Joan B. Lovely (with the approval of the mayor and city council) that the city of Salem be authorized to convert certain seasonal liquor licenses to annual licenses and grant additional licenses for the sale of all alcoholic beverages to be drunk on the premises;

Salem,-- liquor license.

To the committee on Consumer Protection and Professional Licensure.

Petition (accompanied by bill, House, No. 4738) of Claire D. Cronin, Michael D. Brady and others (by vote of the town) relative to ratification of certain bylaws of the town of Easton;

Easton,-- bylaws.

To the committee on Municipalities and Regional Government.

A Bill establishing a sick leave bank for Hua Tan, an employee of the Department of Public Health (House, No. 4728, amended,-- on petition),-- **was read and, under Senate Rule 27, referred to the committee on Ways and Means.**

Hua Tan,-- sick leave.

Recess.

There being no objection, at ten minutes past eleven o'clock A.M., the Chair (Mr. Brownsberger) declared a recess subject to the call of the Chair; and, at twenty-one minutes before twelve o'clock noon, the Senate reassembled, Mr. Brownsberger in the Chair.

Recess,

PAPERS FROM THE HOUSE

Emergency Preambles Adopted.

An engrossed Bill relative to the residential exemption (see House, No. 4717, amended), having been certified by the Senate Clerk to be rightly and truly prepared for final passage and containing an emergency preamble,-- was laid before the Senate; and, a separate vote being taken in accordance with the requirements of Article LXVII of the Amendments to the Constitution, the preamble was adopted in concurrence, by a vote of 3 to 0.

Residential exemption.

The bill was signed by the Acting President (Mr. Brownsberger) and sent to the House for enactment.

An engrossed Bill establishing a sick leave bank for Theresa Casey, an employee of the Massachusetts Rehabilitation Commission (see House, No. 4729), having been certified by the Senate Clerk to be rightly and truly prepared for final passage and containing an emergency preamble,-- was laid before the Senate; and, a separate vote being taken in accordance with the requirements of Article LXVII of the Amendments to the Constitution, the preamble was adopted in concurrence, by a vote of 3 to 0.

Theresa Casey,-- sick leave.

The bill was signed by the Acting President (Mr. Brownsberger) and sent to the House for enactment.

Resolutions.

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

Resolutions (filed by Messrs. O'Connor and deMacedo) "commending the Massachusetts Police Accreditation Commission, Inc. on its twentieth anniversary"; and

The Massachusetts Police Accreditation Commission, Inc.

Resolutions (filed by Messrs. Timilty and Ross) "congratulating Aurelio 'Sonny' Almeida on his retirement".

Aurelio "Sonny" Almeida.

PAPERS FROM THE HOUSE

A Bill exempting the position of deputy chief of police in the town of

Winthrop,-- deputy

Winthrop from the civil service law (House, No. 4724,-- on petition) [Local approval received],-- was read.

police chief.

There being no objection, the rules were suspended, on motion of Mr. Brady, 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. 4740) of Kate D. Campanale and Michael O. Moore for legislation to establish a sick leave bank for Robert E. Hackett, an employee of the Department of Revenue; and

Robert E. Hackett,-- sick leave.

Petition (accompanied by bill, House, No. 4741) of Todd M. Smola and Anne M. Gobi for legislation to authorize the Three Rivers Fire District to continue the employment of Michael Matthieu;

Three Rivers Fire District,-- Michael Matthieu.

Severally, under suspension of Joint Rule 12, to the committee on Public Service.

Petition (accompanied by bill, House, No. 4742) of Bradley H. Jones, Jr (by vote of the town) relative to train culverts in the town of Lynnfield;

Lynnfield,-- train culverts.

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

Engrossed Bills.

The following engrossed bills (both of which originated in the House), having been certified by the Senate Clerk to be rightly and truly prepared for final passage, were severally passed be to enacted and were signed by the Acting President (Mr. Brownsberger) and laid before the Governor for his approbation, to wit:

Authorizing the town of Webster to grant an additional license for the sale of all alcoholic beverages to be drunk on the premises (see House, No. 4530, amended); and

Bills laid before the Governor.

Relative to the residential exemption (see House, No. 4717, amended).

Recess.

There being no objection, at four minutes before twelve o'clock noon, the Chair (Mr. Brownsberger) declared a recess subject to the call of the Chair; and, at twenty minutes past three o'clock P.M., the Senate reassembled, Mr. Brownsberger in the Chair.

Recess.

PAPERS FROM THE HOUSE.

Engrossed Bill.

An engrossed Bill establishing a sick leave bank for Theresa Casey, an employee of the Massachusetts Rehabilitation Commission (see House, No. 4729) (which originated in the House), **having been certified by the Senate Clerk to be rightly and truly prepared for final passage, was passed to be enacted and signed by the Acting President (Mr. Brownsberger) and laid before the Governor for his approbation.**

Bill laid before the Governor.

A Bill exempting all ranks of sworn police officers in the town of Grafton Police Department from the provisions of civil service law (House, No. 4603,-- on House, No. 4572) [Local approval received on House, No. 4572],-- was read.

Grafton,-- police department.

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

A Bill designating a certain intersection in the town of Pembroke as the James “Tiny” Brown Memorial Square (House, No. 4701,-- on petition) ,-- was read.

Pembroke,-- James
“Tiny” Brown
Memorial Square.

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

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.

Adjourn In Memory of Linda Marie Creedon

The Senator from Plymouth and Bristol, Mr. Brady, moved that when the Senate adjourns today it do so in memory Linda Marie Creedon.

Mr. Brady in the Chair, Linda Marie Creedon, 71, was the late wife of former Senator and retired First Justice of the Falmouth District Court the Honorable Michael C. Creedon, sister in law of former Senator and Plymouth County Superior Court Clerk Robert S. Creedon and former State Representative Geraldine M. Creedon. Linda passed away on October 30th in the presence of her family at the Cape Cod Hospital.

Linda was a graduate of Clarion State University in 1967 with a Bachelors of Education and received her Masters of Education from Cambridge University in 1993. Throughout her life education was paramount and she spent over a decade teaching. During her time as a teacher then Governor Edward J. King appointed Linda to the Public Health Council. She was the sole woman serving on the Council at the time and went on to be instrumental in the advancement of health care in southern Massachusetts, never forgetting where her family was. Her love of teaching never left during her time on the Public Health Council so she returned to teaching second graders while she continued her health care endeavors.

Linda leaves behind her husband of forty five years and her three children Kathryn Creedon Sullivan, Michael Connors Creedon Jr. and Edward Blair Creedon.

Mr. Brownsberger in the Chair, accordingly, as a mark of respect in memory of Linda Marie Creedon, at twenty-three minutes past three o’clock P.M., on motion of Mr. Tarr, the Senate adjourned to meet again on Thursday next at eleven o’clock A.M.