

**NOTICE:** While reasonable efforts have been made to assure the accuracy of the data herein, this is **NOT** the official version of Senate Journal. It is published to provide information in a timely manner, but has **NOT** been proofread against the events of the session for this day. All information obtained from this source should be checked against a proofed copy of the Senate Journal.

## UNCORRECTED PROOF OF THE JOURNAL OF THE SENATE.



### JOURNAL OF THE SENATE.

Thursday, March 17, 2016.

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

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

#### *Distinguished Guests.*

There being no objection, the Chair (Mr. Donnelly) handed the gavel to Mr. Tarr for the purpose of an introduction. Mr. Tarr then introduced, in the rear of the Chamber, Giovanni Russo of Revere. He was recognized for immigrating to the United States from Italy and for opening Prattville Machine, a machine shop located in Chelsea, and dedicating himself to developing a business known for world-class quality and service. Giovanni was presented a Governor's Citation on the Rostrum, the Senate applauded his accomplishments and he withdrew from the Chamber. He was accompanied by his wife Lucia, 3 daughters and many grandchildren.

There being no objection, the Chair (Mr. Donnelly) handed the gavel to Mr. Tarr for the purpose of an introduction. Mr. Tarr then introduced in the Senate Gallery, Newburyport City Councilor Larry Giunta. Councilor Giunta was welcomed with applause and withdrew from the Gallery. He was accompanied by Representative Kelcourse of Amesbury.

#### *Reports of Committees.*

By Mr. Eldridge, for the committee on Financial Services, on petition, a Bill relative to self-storage insurance (Senate, No. 533);  
By Mr. Brownsberger, for the committee on the Judiciary, on petition, a Bill relative to tagging (Senate, No. 727); and  
By the same Senator, for the same committee, on petition, a Bill relative to the penalty for vandalism (Senate, No. 728);  
**Severally read and, under Senate Rule 27, referred to the committee on Ways and Means.**

#### *Committees Discharged.*

Ms. Jehlen, for the committee on Elder Affairs, reported, asking to be discharged from further consideration of the petition (accompanied by bill, Senate, No. 361) of Barbara L'Italien, Colleen M. Garry, Dennis A. Rosa, James J. Dwyer and other members of the General Court for legislation relative to home care services,-- **and recommending that the same be referred to the committee on Health Care Financing;**  
**Under Senate Rule 36, the report was considered forthwith and accepted.**  
**Sent to the House for concurrence.**

Mr. McGee, for the committee on Transportation, reported, asking to be discharged from further consideration of the petition (accompanied by bill, Senate, No. 1845) of Thomas P. Kennedy for legislation relative to motorcycle noise,-- **and recommending that the same be referred to the committee on the Ways and Means;**  
**Under Senate Rule 36, the report was considered forthwith and accepted.**  
**Sent to the House for concurrence in the discharge of the joint committee.**

*Resolutions.*

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

Resolutions (filed by Mr. Eldridge) “supporting healthy whole-food, plant-based options in school meals”; and Resolutions (filed by Messrs. Rosenberg, Brownsberger and Welch) “commending the AdMeTech Foundation on hosting the Eighth Annual Prostate Cancer Awareness Day.”

*Reconsideration.*

Mr. Eldridge presented a motion that the Senate reconsider the vote by which, at a previous session, it had adopted the House Order relative to granting the committee on Financial Services until Wednesday, May 18, 2016, within which time to make its final report on current Senate documents numbered 483, 485, 506, and 551, and House documents numbered 258, 793, 800, 810, 814, 843, 866, 879, 894, 920, 925, 926, 948, 958, and 3488 (House, No. 4093); and, there being no objection, the motion prevailed.

After remarks and pending the recurring question on adoption of the order, the same Senator presented an amendment that the House Order be amended by striking out in line 4 the following: “793,” “894,” and “948,”.

The amendment was **adopted**.

**The House Order was then adopted, as amended.**

**Sent to the House for concurrence in the amendment.**

*Engrossed Bill Returned by Governor.*

The engrossed Bill establishing a sick leave bank for Robert Albany, an employee of the Department of Correction (see Senate, No. 2073, amended) (which on Monday, March 7, 2016, had been laid before the Governor for his approbation) was returned, unsigned, with his objections thereto in writing, by His Excellency the Governor, on Wednesday, March 16, 2016, at five o'clock P.M. [for message see Senate, No. 2186].

**The message (Senate, No. 2186) was read, and the message and the engrossed bill were placed on file.**

*Report of a Committee.*

By Ms. Spilka, for the committee on Ways and Means, that the Senate Bill relative to unsolicited loans (Senate, No. 175),-- **ought to pass**.

*Order Adopted.*

Ms. Spilka offered the following order, to wit:

*Ordered*, That notwithstanding Senate Rule 7 or any other rule to the contrary, the Senate Bill relative to unsolicited loans (Senate, No. 175) shall be placed in the Orders of the Day for a second reading on Thursday, March 24, 2016.

All amendments shall be filed electronically in the office of the Clerk of the Senate by 5:00 P.M., on Monday, March 21, 2016.

All such amendments shall be second-reading amendments to Senate, No. 175, 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.

**Under the rules, referred to the committee on Rules.**

**Subsequently, Mr. Montigny, for the said committee, reported, recommending that the order ought to be adopted.**

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

**The bill will be placed in the Orders of the Day for Thursday, March 24, for a second reading.**

*Report of a Committee.*

By Ms. Spilka, for the committee on Ways and Means, that the Senate Bill expanding the community college workforce training incentive program (Senate, No. 657),-- **ought to pass with an amendment substituting a new draft with the same title (Senate, No. 2183).**

*Order Adopted.*

Ms. Spilka offered the following order, to wit:

*Ordered*, That notwithstanding Senate Rule 7 or any other rule to the contrary, the Senate Bill expanding the community college workforce training incentive program (Senate, No. 657) (the committee on Ways and Means having recommended that the bill be

amended by substituting a new draft, Senate, No. 2183) shall be placed in the Orders of the Day for a second reading on Thursday, March 24, 2016.

All amendments shall be filed electronically in the office of the Clerk of the Senate by 5:00 P.M., on Monday, March 21, 2016. All such amendments shall be second-reading amendments to the Senate Ways and Means new draft (Senate, No. 2183), 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.

**Under the rules, referred to the committee on Rules.**

**Subsequently, Mr. Montigny, for the said committee, reported, recommending that the order ought to be adopted.**

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

**The bill will be placed in the Orders of the Day for Thursday, March 24, for a second reading with the amendment pending.**

*Report of a Committee.*

By Ms. Spilka, for the committee on Ways and Means, that the Senate Bill relative to uniform financial aid information (Senate, No. 661),-- **ought to pass with an amendment substituting a new draft with the same title (Senate, No. 2184).**

*Order Adopted.*

Ms. Spilka offered the following order, to wit:

*Ordered,* That notwithstanding Senate Rule 7 or any other rule to the contrary, the Senate Bill relative to uniform financial aid information (Senate, No. 661) (the committee on Ways and Means having recommended that the bill be amended by substituting a new draft, Senate, No. 2184) shall be placed in the Orders of the Day for a second reading on Thursday, March 24, 2016.

All amendments shall be filed electronically in the office of the Clerk of the Senate by 5:00 P.M., on Monday, March 21, 2016. All such amendments shall be second-reading amendments to the Senate Ways and Means new draft (Senate, No. 2184), 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.

**Under the rules, referred to the committee on Rules.**

**Subsequently, Mr. Montigny, for the said committee, reported, recommending that the order ought to be adopted.**

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

**The bill will be placed in the Orders of the Day for Thursday, March 24, for a second reading with the amendment pending.**

**PAPERS FROM THE HOUSE.**

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

Petition (accompanied by bill, House, No. 4097) of Evandro C. Carvalho relative to voter registration;

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

Petition (accompanied by bill, House, No. 4098) of Louis L. Kafka, Claire Cronin and others relative to penalties for operating a motor vehicles after licenses to operate have been suspended or revoked;

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

Petition (accompanied by bill, House, No. 4099) of Marjorie C. Decker and others relative to recording persons receiving medical attention;

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

Petition (accompanied by bill, House, No. 4100) of Danielle W. Gregoire for legislation to establish a sick leave bank for Ellen Atkinson, an employee of the Rehabilitation Commission;

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

Petition (accompanied by bill, House, No. 4101) of Paul J. Donato, Sal N. DiDomenico and Sean Garballey that the commissioner of Capital Asset Management and Maintenance be authorized to grant certain subsurface easements;

**Under suspension of Joint Rule 12, to the committee on State Administration and Regulatory Oversight.**

*Remarks of Minority Leader Bruce E. Tarr.*

Giovanni Russo of Revere was born in Augusta, Sicily on November 1st, 1926. At the age of fourteen, Mr. Russo worked as an apprentice in a machine shop. After WWII, he served in the Italian army for two years before ultimately immigrating to Venezuela and finding a job with the Shell Oil Company.

At age 30, Mr. Russo moved to the United States where he met his wife Lucia Villalba with whom he recently celebrated his sixtieth wedding anniversary. It was here in Massachusetts, where he returned to his roots working in a machine shop before finally starting his own business in 1967 with his longtime friend, Giuseppe Spinale. The two formed Prattville Machine a well-established company in Chelsea which expanded to Peabody and dedicated themselves to developing a business known for its world-class quality and service. Mr. Russo continued to work his day job while promoting and establishing his business. His diligence and devotion to his dream is truly admirable.

Despite work long days and even longer nights, Mr. Russo made it a point to remain involved with the local Sicilian community with which he shared his heritage and ancestry. He served as President of the Augusta Fraternal Associates for 12 years. Mr. Russo even found ways of giving back to the youth in Sicily by sponsoring a group of students to visit America, working and observing at Prattville Machine. In 2002, while visiting his hometown of Augusta, Sicily, Mr. Russo was distinguished by being named an Honorary Professor at the local Technical School.

As Mr. Russo approaches his 90th birthday, it is important that we make note of his powerful work ethic, fierce dedication to his birthplace of Sicily, and steadfast commitment to his wife and three daughters. Even now, Mr. Russo works at Prattville Machine five days a week and takes an active role in running the business and working the machine. We wish him all the best for his business and celebrate the brilliant legacy he has developed with his 70 years of dedication and commitment to the machining industry in Europe, South America and North America.

On motion of Mr. Ross, under the provisions of Senate Rule 6, the remarks were printed in the Journal of the Senate.

*Order Adopted.*

On motion of Mr. Tarr,--

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

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.