

The Commonwealth of Massachusetts

JOURNAL OF THE SENATE.



THURSDAY, OCTOBER 12, 2017.

[97]

JOURNAL OF THE SENATE.

Thursday, October 12, 2017.

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

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

Pledge of allegiance.

Petitions.

Petitions were severally presented and referred as follows:

By Mr. Lesser, a petition (accompanied by bill) (subject to Joint Rule 12) of Eric P. Lesser for legislation to provide fair and equitable line of duty death benefits for public employees; and

Public employees,-- death benefits. SD2352

By Mr. O'Connor (by request), a petition (accompanied by bill) (subject to Joint Rule 12) of Cinzi Lavin for legislation to create the title of musician laureate of the Commonwealth of Massachusetts;

Musician laureate,-- create. SD2353

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

Reports of a Committee.

By Ms. Gobi, for the committee on Environment, Natural Resources and Agriculture, on Senate, Nos. 429 and 447, a Bill relative to the use of crossbows in hunting (Senate, No. 429); and

Hunting,-- crossbows.

By the same Senator, for the same committee, on petition, a Bill providing funding for clean energy and energy efficiency measures for the Commonwealth (Senate, No. 476);

Clean energy,-- funding.

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

PAPERS FROM THE HOUSE

A petition (accompanied by bill, House, No. 3950) of Jerald A. Parisella and Joan B. Lovely (with the approval of the mayor and city council) that the city of Beverly be authorized to further regulate the issuance of a certain liquor license in said city,-- was referred, in concurrence, to the committee on Consumer Protection and Professional Licensure.

Beverly,-- liquor license.

Bills

Establishing a sick leave bank for Amanda Rodrigues, an employee of the Trial Court (House, No. 3932,-- on petition);

Amanda Rodrigues,-- sick leave.

Establishing a sick leave bank for Laura Sypien, an employee of the Department of Mental Health (House, No. 3949,-- on House, No. 3923); and

Laura Sypien,-- sick leave.

Making appropriations for the fiscal year 2017 to provide for supplementing certain existing appropriations and for certain other activities and projects (House, No. 3951, amended,-- on House, No. 3869, in part);

Supplemental budget.

Were severally read and, under Senate Rule 27, referred to the committee

on Ways and Means.

Bills

Authorizing the town of Lenox to convey conservation restriction on certain parcels of land (House, No. 3833, amended,-- on petition) [Local approval received]; and

Lenox,-- land conveyance.

Increasing the exemption for residential property in the town of Provincetown (House, No. 3860, amended, -- on House, No. 2639) [Local approval received on House, No. 2639];

Provincetown,-- residential property.

Were severally read and, under Senate Rule 26, placed in the Orders of the Day for the next session.

Engrossed Bills.

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

Establishing a town manager in the town of West Newbury (see Senate, No. 2161);

Bills laid before the Governor.

Authorizing the city of Peabody to grant 20 additional licenses for the sale of all alcoholic beverages to be drunk on the premises (see House No. 3788, amended);

Authorizing the town of Whately to continue the employment of John Lasalle as a call firefighter (see House, No. 3791, amended); and

Authorizing the town of Milford to grant 1 additional license for the sale of all alcoholic beverages to be drunk on the premises (House, No. 3842).

Orders of the Day.

The Orders of the Day were considered as follows:

Bills

Relative to certain affordable housing in the East Boston section of the city of Boston (House, No. 2243);

Second reading bills.

Further regulating the appointment of trustees of the public library of the city of Boston (House, No. 3862, amended);

Authorizing the city of Revere to pay a certain sum of money (House, No. 3876); and

To amend the town charter of Concord (House, No. 3930);

Were severally read a second time and ordered to a third reading.

Recess.

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

Recess.

Orders of the Day.

The Orders of the Day were further considered as follows:

The Bill relative to handicapped parking (Senate, No. 2099),-- was considered, the main question being on ordering the bill to a third reading.

Handicapped parking.

After remarks, and pending the question on adoption of the amendment previously recommended by the committee on Ways and Means, substituting a new draft with the same title (Senate, No. 2168), and pending the main question on ordering the bill to a third reading, Mr. Barrett moved that the proposed new draft be amended by inserting after section 6 the following 2 sections:-

1

“SECTION 6A. Section 13 of said chapter 90, as so appearing, is hereby amended by striking out, in line 4, the word ‘or’, the first time it appears, and inserting in place thereof the following words:- , including the display of a handicap identification placard during such operation, or.

SECTION 6B. Said section 13 of said chapter 90, as so appearing, is hereby amended by inserting after the first sentence the following sentence:- The display of a handicap parking identification placard in such a manner as to interfere with or impede the proper operation of a vehicle shall be enforced by law enforcement agencies only when an operator of a motor vehicle has been stopped for an unrelated violation of the motor vehicle laws or some other offense.”

The amendment was adopted.

Mr. Ross moved that the proposed new draft be amended by striking out the first section and inserting in place thereof the following 2 sections:-

4

“SECTION 1. The eighth paragraph of section 2 of chapter 90 of the General Laws, as appearing in the 2016 Official Edition, is hereby amended by inserting after the word ‘handicapped’, in line 303, the following words:- ; and provided further, that the registrar may, in its discretion, waive the requirement that an agency of the commonwealth prominently display the name of the agency on such vehicle.

SECTION 1A. The ninth paragraph of said section 2 of said chapter 90, as so appearing, is hereby amended by inserting after the seventh sentence the following sentence:- Obstruction of the placard number or expiration date, including the failure to display the placard in a way that makes the placard number or expiration date readily visible through the windshield, or the failure to follow instructions printed on the placard shall be subject to a fine of \$50.”

After remarks, the amendment was adopted.

Ms. Jehlen moved that the proposed new draft be amended by adding the following section:-

5

“SECTION 12. The registrar of motor vehicles shall conduct a feasibility study to examine the current process to issue a handicapped placard to an applicant under section 2 of chapter 90 of the General Laws and the efficiencies that can be obtained by transitioning to a new information technology system. The study shall include: (i) methods to reduce the wait time for an applicant to receive a determination on a submitted application; (ii) posting online of information related to the number of individual applications received, including the average time to process an application after the date it is received and the number of applicants that did not receive a determination within 30 days after the date their applications were received; and (iii) a procedure to contact individuals who have not received a determination on their application within 30 days after the date their applications were received. The registrar shall submit a report to the chairs of the joint committee on transportation not later than February 1, 2018.”

After remarks, the amendment was adopted.

The Ways and Means amendment, as amended, was then adopted.

The Bill (Senate, No. 2168, amended) was the ordered to a third reading and read a third time.

UNCORRECTED PROOF.

The question on passing the bill to be engrossed was determined by a call of the yeas and nays at twenty-three minutes before two o'clock P.M., on motion of Ms. Donoghue, as follows, to wit (yeas 37 – nays 0) [**Yeas and Nays No. 134**]:

YEAS.

Barrett, Michael J.	Keenan, John F.
Boncore, Joseph A.	Lesser, Eric P.
Brady, Michael D.	Lewis, Jason M.
Brownsberger, William N.	L'Italien, Barbara A.
Chandler, Harriette L.	Lovely, Joan B.
Chang-Diaz, Sonia	McGee, Thomas M.
Creem, Cynthia Stone	Montigny, Mark C.
Cyr, Julian	Moore, Michael O.
deMacedo, Viriato M.	O'Connor, Patrick M.
DiDomenico, Sal N.	O'Connor Ives, Kathleen
Donoghue, Eileen M.	Pacheco, Marc R.
Eldridge, James B.	Rodrigues, Michael J.
Fattman, Ryan C.	Ross, Richard J.
Forry, Linda Dorcena	Rush, Michael F.
Friedman, Cindy F.	Spilka, Karen E.
Gobi, Anne M.	Tarr, Bruce E.
Hinds, Adam G.	Timilty, Walter F.
Humason, Donald F., Jr.	Welch, James T. – 37.
Jehlen, Patricia D.	

NAYS – 0.

The yeas and nays having been completed at eighteen minutes before two o'clock P.M., the bill was passed to be engrossed [For text of Senate bill, see Senate, No. 2178].

Sent to the House for concurrence.

PAPER FROM THE HOUSE

Engrossed Bill Returned with Recommendation of Amendment.

Message from His Excellency the Governor, returning with recommendation of amendment the engrossed Bill relative to community benefit districts (see House, No. 3823) [being the text contained in Section 30 of the General Appropriations Bill] [for message, see attachment G of House, No. 3828],-- came from the House with the endorsement that the House had *rejected* the amendment recommended by the Governor, (as approved by the House Committee on Bills in the Third Reading).

Community benefits districts.

The message was read; and, under the provisions of Article LVI of the Amendments to the Constitution, the bill was before the Senate subject to amendment and re-enactment.

The rules were suspended, on motion of Ms. Donoghue.

After remarks, Ms. Donoghue moved that the Governor's amendment be *rejected*.

After remarks, the question on the *rejection* of the Governor's recommendation of amendment was determined by a call of the yeas and nays, at nine minutes before two o'clock P.M., as follows, to wit (yeas 30 — nays 7) [**Yeas and Nays No. 135**]:

YEAS.

Barrett, Michael J.	Keenan, John F.
Boncore, Joseph A.	Lesser, Eric P.
Brady, Michael D.	Lewis, Jason M.
Brownsberger, William N.	L'Italien, Barbara A.
Chandler, Harriette L.	Lovely, Joan B.
Chang-Diaz, Sonia	McGee, Thomas M.
Creem, Cynthia Stone	Montigny, Mark C.
Cyr, Julian	Moore, Michael O.
DiDomenico, Sal N.	O'Connor Ives, Kathleen
Donoghue, Eileen M.	Pacheco, Marc R.
Eldridge, James B.	Rodrigues, Michael J.
Forry, Linda Dorcena	Rush, Michael F.
Friedman, Cindy F.	Spilka, Karen E.
Gobi, Anne M.	Timilty, Walter F.
Hinds, Adam G.	Welch, James T. – 30.

NAYS.

deMacedo, Viriato M.	O'Connor, Patrick M.
Fattman, Ryan C.	Ross, Richard J.
Humason, Donald F., Jr.	Tarr, Bruce E. – 7.
Jehlen, Patricia D.	

The yeas and nays having been completed at five minutes before two o'clock P.M., the Governor's amendment was rejected, in concurrence. Sent to the House for re-enactment.

Recess.

After remarks, at four minutes before two o'clock P.M., at the request of Mr. Tarr, for the purpose of a minority caucus, the President declared a recess; and, at a quarter past four o'clock P.M., the Senate reassembled, the President in the Chair.

Recess.

PAPER FROM THE HOUSE

Engrossed Bill — Land Taking for Conservation Etc.

An engrossed Bill authorizing the town of Boylston to convey a portion of a certain parcel of land (see House, No. 1120, amended) (which originated in the House), having been certified by the Senate Clerk to be rightly and truly prepared for final passage,-- was put upon its final passage; and, this being a bill providing for the taking of land or other easements used for conservation purposes, etc., as defined by Article XCVII of the Amendments to the Constitution, the question on passing it to be enacted was determined by a call of the yeas and nays, at sixteen minutes past four o'clock P.M., as follows, to wit (yeas 37 - nays 0) [**Yeas and Nays No. xx**]:

Boylston,-- land conveyance.

YEAS.

Barrett, Michael J.	Keenan, John F.
Boncore, Joseph A.	Lesser, Eric P.
Brady, Michael D.	Lewis, Jason M.
Brownsberger, William N.	L'Italien, Barbara A.
Chandler, Harriette L.	Lovely, Joan B.
Chang-Diaz, Sonia	McGee, Thomas M.

Creem, Cynthia Stone
Cyr, Julian
deMacedo, Viriato M.
DiDomenico, Sal N.
Donoghue, Eileen M.
Eldridge, James B.
Fattman, Ryan C.
Forry, Linda Dorcena
Friedman, Cindy F.
Gobi, Anne M.
Hinds, Adam G.
Humason, Donald F., Jr.
Jehlen, Patricia D.

Montigny, Mark C.
Moore, Michael O.
O'Connor, Patrick M.
O'Connor Ives, Kathleen
Pacheco, Marc R.
Rodrigues, Michael J.
Ross, Richard J.
Rush, Michael F.
Spilka, Karen E.
Tarr, Bruce E.
Timilty, Walter F.
Welch, James T. – 37.

NAYS – 0.

The yeas and nays having been completed at twenty-three minutes past four o'clock P.M., the bill was passed to be enacted, two-thirds of the members present having agreed to pass the same, and it was signed by the President and laid before the Governor for his approbation.

Report of a Committee.

Ms. Spilka, for the committee on Ways and Means, reported on House, No. 3951, amended,, in part, a “Bill making appropriations for the fiscal year 2017 to provide for supplementing certain existing appropriations and for certain other activities and projects” (Senate, No. 2177); and the bill was read.

Supplemental appropriations bill.

There being no objection, the rules were suspended, on motion of Ms. Spilka, and the bill was a read a second time.

Pending the question on ordering the bill to a third reading, Messrs. Tarr, Ross and O'Connor moved that the bill be amended by the following section:-

1

“SECTION 17A. Section 2 of chapter 47 of the acts of 2017 is hereby further amended by inserting after item 0521-0001, the following item:-

0521-0002 For reimbursements to municipalities for costs associated with the implementation of the mandated provisions of early voting for the November 8, 2016 State Election as required by section 25B of chapter 54 of the General Laws; provided, that the state secretary shall only reimburse the municipalities for costs that have previously been certified by the division of local mandates within the office of the state auditor; and provided further, that any unexpended funds in this item shall be made available until December 31, 2017.....\$485,559”.

After debate, the question on the adoption of the amendment was determined by a call of the yeas and nays, at twenty-two minutes before five o'clock P.M., on motion of Mr. Tarr, as follows, to wit (yeas 9 – nays 28) [**Yeas and Nays No. 137**]:

YEAS.

deMacedo, Viriato M.
Eldridge, James B.
Fattman, Ryan C.
Gobi, Anne M.
Humason, Donald F., Jr.

Moore, Michael O.
O'Connor, Patrick M.
Ross, Richard J.
Tarr, Bruce E. – 9.

NAYS.

- | | |
|--------------------------|-------------------------|
| Barrett, Michael J. | Keenan, John F. |
| Boncore, Joseph A. | Lesser, Eric P. |
| Brady, Michael D. | Lewis, Jason M. |
| Brownsberger, William N. | L'Italien, Barbara A. |
| Chandler, Harriette L. | Lovely, Joan B. |
| Chang-Diaz, Sonia | McGee, Thomas M. |
| Creem, Cynthia Stone | Montigny, Mark C. |
| Cyr, Julian | O'Connor Ives, Kathleen |
| DiDomenico, Sal N. | Pacheco, Marc R. |
| Donoghue, Eileen M. | Rodrigues, Michael J. |
| Forry, Linda Dorcena | Rush, Michael F. |
| Friedman, Cindy F. | Spilka, Karen E. |
| Hinds, Adam G. | Timilty, Walter F. |
| Jehlen, Patricia D. | Welch, James T. – 28. |

The yeas and nays having been completed at nineteen minutes before five o'clock P.M., the amendment was *rejected*.

Messrs. Keenan and O'Connor moved that the bill be amended by inserting the following new section:- 4

“SECTION ____ . Item 7061-0012 of said section 2 of said chapter 47 is hereby amended by striking out the figures ‘\$281,231,181’ and inserting in place thereof the figures ‘\$307,192,256’.”

The amendment was *rejected*.

Mr. Moore moved that the bill be amended by inserting after section ____ , the following section:- 6

“SECTION ____ . Section 184C of chapter 94 of the General Laws, as so appearing, is hereby amended by striking out, in line 133, the words ‘size and brand’ and inserting in place thereof the following words:- brand, and may only vary in random weight.”

The amendment was *rejected*.

Mr. Tarr moved that the bill be amended by inserting at the end thereof the following new section:- 8

“SECTION ____

SECTION 1. Paragraph (h) of subdivision (1) of section 4 of said chapter 32, as appearing in the 2014 Official Edition, is hereby amended by adding the following paragraph: Notwithstanding the provisions of this chapter or any other general or special law, rule or regulation to the contrary, a member retired prior to July 24, 1996, in a retirement system as defined in section one who is a veteran, as defined Chapter 4 section 7, who served in the armed forces of the United States shall be entitled to credit for active service in the armed services of the United States; provided that such creditable service shall not be construed to include service for more than four years provided further, that such creditable service shall not be allowed for any period of active service for which said veteran has received credit pursuant to paragraph (h) of subsection (1) of section 4 of chapter thirty-two of the General Laws and provided further, that the amount does not exceed the eighty percent allowed to retire. This act shall apply to Massachusetts National Guard and Active Reserve personnel, both former and present. Creditable service time, both enlisted and commissioned may be applied toward retirement on a ratio of five years guard service or five years active reserve service substitutable for each year of active service.

SECTION 2. For the retirement system of any political subdivision, the provisions of this act shall take effect on the effective date of this act by majority vote of the board of such system and by the local legislative body. For the purposes of this paragraph local Legislative body shall mean a town meeting for a town system, the city council subject to the provisions of its charter for a city system, the county commissioners for a county system, the district members for a district system and the governing body of an authority for an authority system. Acceptance shall be deemed to have occurred upon the filing of a certification of 160 Chap. 71 such vote with the commissioner. Members retired prior to July 24, 1996 of a retirement system eligible for said creditable service under this act shall become eligible for said creditable service the month following the acceptance of this act by the local legislative body. Terms used in this act shall have the same meaning as those terms defined in section one of chapter thirty-two of the General Laws.”; and

By adding the following section:-

“SECTION _____

SECTION 1. Subdivision (1) of section 4 of chapter 32 of the General Laws as appearing in the 2014 Official Edition is hereby amended by inserting after subsection (r), the following subsection:-

(r ½) Notwithstanding any general or special law to the contrary, a member in service of a retirement system as defined in section 1 who served in the Commissioned Corps of the United States Public Health Service or the Commissioned Corps of the National Oceanic and Atmospheric Administration and who has completed 4 or more years of membership service, and who retires on or after January 1st 1975 shall receive full credit for the period of such commissioned corps service. Eligibility for the creditable service of members in service of a retirement system shall be conditioned upon payment, in 1 sum or in installments upon such terms as the applicable retirement board may provide, into the annuity savings fund of the applicable retirement system, of an amount equal to the contributions such member in service would have otherwise paid into the retirement system plus buyback interest thereon for the period of commissioned corps service based upon the annual salary the member received in the first year of membership service after his or her commissioned corps service.”

The amendment was *rejected*.

Mr. Tarr moved that the bill be amended in section 2.C.I, by inserting after item 1599-0840 the following item:-

11

“1599-0999..... \$253,085”.

The amendment was *rejected*.

Ms. Creem, Messrs. Tarr and Moore, Ms. Spilka and Messrs. Rodrigues, Hinds, Timilty and McGee moved that the bill be amended by inserting the following sections:-

5

“SECTION X: Section 121 of Chapter 140 of the general laws as appearing in the 2016 official edition, is hereby amended in line 100 by inserting after the words ‘submachine gun’ the following:-

‘The term machine gun shall include bump stocks and trigger cranks.’

SECTION Y. Section 121 of chapter 140 of the general laws as appearing in the 2016 official edition, is hereby amended in line 100 by inserting the following new definitions:-

‘Bump stock’ any device for a semiautomatic firearm that increases the rate of fire achievable with such firearm by using energy from the recoil of the firearm to generate a reciprocating action that facilitates repeated activation of the trigger.

‘Trigger Crank’ any device to be attached to a semi-automatic firearm that

repeatedly activates the trigger of the firearm through the use of a lever or other part that is turned in a circular motion, but does not include any firearm initially designed and manufactured to fire through the use of a crank or lever.

SECTION Z. The executive office of public safety and security shall notify any individual licensed under chapter 140 of changes made under section X and the effective date of those changes. The executive office shall also notify manufacturers of bump stocks and trigger cranks of changes made under section X and the effective date of those changes.

SECTION XX. Section X shall take effect 90 days after the passage of this act; but it shall be unlawful to purchase, sell, or offer for sale a bump stock or trigger crank in violation of chapter 140 of the General Laws after the effective date of this act.”

After remarks, the question on adoption of the amendment was determined by a standing vote, on motion of Mr. Tarr, and it was adopted by a vote of 33 to 0.

Mr. Eldridge doubted the vote and asked for a call of the yeas and nays; and a sufficient number having arisen, the yeas and nays were ordered.

Doubt vote.

The question on the adoption of the amendment was determined by a call of the yeas and nays, at five minutes past five o'clock P.M., on motion of Mr. Eldridge, as follows, to wit (yeas 38 – nays 0) **[Yeas and Nays No. 138]:**

YEAS.

- | | |
|--------------------------|-------------------------|
| Barrett, Michael J. | Keenan, John F. |
| Boncore, Joseph A. | Lesser, Eric P. |
| Brady, Michael D. | Lewis, Jason M. |
| Brownsberger, William N. | L'Italien, Barbara A. |
| Chandler, Harriette L. | Lovely, Joan B. |
| Chang-Diaz, Sonia | McGee, Thomas M. |
| Creem, Cynthia Stone | Montigny, Mark C. |
| Cyr, Julian | Moore, Michael O. |
| deMacedo, Viriato M. | O'Connor, Patrick M. |
| DiDomenico, Sal N. | O'Connor Ives, Kathleen |
| Donoghue, Eileen M. | Pacheco, Marc R. |
| Eldridge, James B. | Rodrigues, Michael J. |
| Fattman, Ryan C. | Rosenberg, Stanley C. |
| Forry, Linda Dorcena | Ross, Richard J. |
| Friedman, Cindy F. | Rush, Michael F. |
| Gobi, Anne M. | Spilka, Karen E. |
| Hinds, Adam G. | Tarr, Bruce E. |
| Humason, Donald F., Jr. | Timilty, Walter F. |
| Jehlen, Patricia D. | Welch, James T. – 38. |

NAYS – 0.

The yeas and nays having been completed at seven minutes past five o'clock P.M., the amendment was adopted.

Messrs. Tarr and O'Connor moved that the bill be amended by inserting after section 6 the following section:-

10

"SECTION.

Chapter 29 of the General Laws is hereby amended by inserting after section 2XXXX the following section:-

Section 2YYYY. In order to implement MassHealth's substance use disorder 1115 waiver demonstration project and to enhance and expand substance use

disorder services, there shall be established and set up on the books of the commonwealth a separate fund to be known as the Substance Use Disorder Federal Reinvestment Trust Fund, in this section called the fund. There shall be credited to the fund revenues equal to the amount of federal financial participation received by the Commonwealth's General Fund for expenditures for Residential Recovery Services, Transitional Support Services, Family Recovery Services, Recovery Support Navigator Services, Recovery Coach Services and other qualifying substance use disorder treatment services and any other federal reimbursements, grants, premiums, gifts, interest or other contributions from any source received that are specifically designated to be credited to the fund. The secretary of health and human services shall be the trustee of the fund. Subject to appropriation, the secretary of health and human services shall make expenditures from the fund to expand and enhance the substance use disorder service continuum for individuals in need of substance use disorder services and to support the planning, implementation and operating costs of administering these funds. For the purpose of accommodating timing discrepancies between the receipt of revenues and related expenditures, the fund may incur expenses, and the comptroller shall certify for payment, amounts not to exceed the most recent revenue estimate as certified by the MassHealth director, as reported in the state accounting system. Amounts remaining in the fund at the end of a fiscal year shall not revert to the General Fund and shall be available for expenditure in the subsequent fiscal year."

The amendment was adopted.

Mr. Tarr moved that the bill be amended by inserting the following section:-

"SECTION__

On or before December 31, 2019 the Massachusetts gaming commission shall file with the house and senate committees on ways and means a report on any gaming service employee job positions that were exempted from the requirements of subsection (o) of section 172 of chapter 6 of the General Laws, as amended by chapter 3 of this act."

The amendment was adopted.

The bill (Senate, No. 2177, amended) was then ordered to a third reading and read a third time.

The question on passing the bill to be engrossed was determined by a call of the yeas and nays at fourteen minutes past five o'clock P.M., on motion of Ms. Spilka, as follows, to wit (yeas 38 — nays 0) **[Yeas and Nays No. 139]:**

YEAS.

Barrett, Michael J.	Keenan, John F.
Boncore, Joseph A.	Lesser, Eric P.
Brady, Michael D.	Lewis, Jason M.
Brownsberger, William N.	L'Italien, Barbara A.
Chandler, Harriette L.	Lovely, Joan B.
Chang-Diaz, Sonia	McGee, Thomas M.
Creem, Cynthia Stone	Montigny, Mark C.
Cyr, Julian	Moore, Michael O.
deMacedo, Viriato M.	O'Connor, Patrick M.
DiDomenico, Sal N.	O'Connor Ives, Kathleen
Donoghue, Eileen M.	Pacheco, Marc R.
Eldridge, James B.	Rodrigues, Michael J.
Fattman, Ryan C.	Rosenberg, Stanley C.
Forry, Linda Dorcena	Ross, Richard J.

UNCORRECTED PROOF.

Friedman, Cindy F.
Gobi, Anne M.
Hinds, Adam G.
Humason, Donald F., Jr.
Jehlen, Patricia D.

Rush, Michael F.
Spilka, Karen E.
Tarr, Bruce E.
Timilty, Walter F.
Welch, James T. – 38.

NAYS – 0.

The yeas and nays having been completed at sixteen minutes past five o'clock P.M., the bill was passed to be engrossed. [For text of Senate Bill printed as amended, see Senate, No. 2179].

Sent to the House for concurrence.

Reports of Committees.

By Ms. Spilka, for the committee on Ways and Means, that the House Bill establishing a sick leave bank for Lornece Tull, an employee of the Department of Correction (House, No. 3877, amended),-- ought to pass.

Lornece Tull,-- sick leave.

There being no objection, on motion of Ms. Spilka, 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. Montigny, for the committees on Rules of the two branches, acting concurrently, that Joint Rule 12 be suspended on the Senate petition of Bruce E. Tarr, Bradley H. Jones, Jr., Richard J. Ross, Donald F. Humason, Jr. and other members of the General Court for legislation to prevent illegal possession of rapid fire firearms.

Firearms,-- illegal possession. SD2348

The rules were suspended, at the request of Mr. Montigny, and the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on Public Safety and Homeland Security.

Sent to the House for concurrence.

Order Adopted.

On motion of Mr. Tarr,--

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.

Moment of Silence.

At the request of the President the members, guests and staff stood in a moment of silence and reflection to the memory of Louis Remigio.

Moment of silence.

Adjourn In Memory of Louis Remigio

The Senator from Middlesex, Ms. Jehlen, and the Senator from Essex and Middlesex, Ms. L'Italien, moved that when the Senate adjourns today it do in memory of Somerville Police Officer and Tewksbury resident Louis Remigio, a 30 year veteran of the Somerville Police Department, who died tragically Monday after being involved in a motor vehicle accident in New Hampshire Sunday

morning.

Ms. Jehlen and Ms. L'Italien in the Chair, Officer Remigio joined the Somerville Police Department in March 1988. Most recently, he served in the department's Traffic Unit.

Over his 30-year tenure, Officer Remigio received multiple awards for service to the community, including two Life Saving Awards, a Meritorious Service Award, a Beyond the Call of Duty Award, and numerous commendations both by his colleagues and by community members.

He was the beloved husband of the late Amy Lynn (Andrews); cherished father of Danielle and Alexandra Remigio both of Tewksbury; loving son of the late Manuel and Francisca Remigio; dear brother of Ana O'Shea and her husband John J.C III, Helena Wickstrom and her husband Timothy, and Natalie Pereira and her husband Edward. He is also survived by 11 nieces and nephews.

Along with many extended relatives and friends, he leaves behind numerous devoted fellow officers in the City. He was a member of the Law Keepers Motorcycle Club and a former coach of Tewksbury and Somerville Youth Sports.

Officer Remigio was a dedicated officer known for his empathy, both on- and off-duty, and will be remembered for his tremendous contributions to public safety and the communities of Somerville and Tewksbury.

The President in the Chair, accordingly, as a mark of respect in memory Louis Remigio, at twenty-two minutes past five o'clock P.M., on motion of Mr. Tarr, the Senate adjourned to meet again on Monday next at eleven o'clock A.M.