

**The Commonwealth of Massachusetts**

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**JOURNAL OF THE SENATE.**



**WEDNESDAY, NOVEMBER 1, 2017.**

[105]

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**JOURNAL OF THE SENATE.**

Wednesday, November 1, 2017.

Met at nine 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)..

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

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Pledge of allegiance.

*Qualification of a Senator.*

The Honorable Paul R. Feeney at fourteen minutes past twelve o'clock noon, on Wednesday, November 1, 2017, before the Lieutenant-Governor and Council, did take and subscribe the oath of office as State Senator from the Bristol and Norfolk district.

Senator-Elect Paul R. Feeney,-- swearing in.

*Communication.*

Communication from the Office of the Comptroller (pursuant to Section 12(a) of Chapter 7A of the General Laws) submitting a status report for the FY17 Statutory Basis Financial Report (received October 31, 2017),-- **was placed on file.**

Comptroller,-- SBFR status report. SD2376

*Report.*

Report of the Special Commission on the Commonwealth's Time Zone (pursuant to Section 136 of Chapter 219 of the Acts of 2016) submitting its findings and recommendations relative to the commonwealth's time zone (received November 1, 2017),-- **was placed on file.**

Special Commission,-- Commonwealth's Time Zone.

*Resolutions.*

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

Resolutions (filed by Mr. Pacheco) "congratulating Liam Bingham-Maas on his elevation to the rank of Eagle Scout"; and

Liam Bingham-Maas.

Resolutions (filed by Mr. Ross and Ms. Spilka) "congratulating Trevor Landurand of the town of Natick on his elevation to the rank of Eagle Scout."

Trevor Landurand.

*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 five o'clock P.M., the Senate reassembled, Mr. Brownsberger in the Chair.

Recess.

*Communication.*

The following communication was received and placed on file:

A communication from the Honorable Stanley C. Rosenberg, President of the Senate, announcing leadership and committee appointments that have been ratified by the Majority Party Caucus:

Leadership and Committee appointments.

**Joint Committee on Children Families and Person with Disabilities**

- Senator Joan B. Lovely, Chair

**Joint Committee on Consumer Protection and Professional Licensure**

- Senator Paul R. Feeney, member

**Joint Committee on Mental Health, Substance Use and Recovery**

- Senator Cindy Friedman, Chair

**Joint Committee on Public Service**

- Senator Paul R. Feeney, Chair

**Joint Committee on Public Health**

- Senator Paul R. Feeney, member

**Special Senate Committee on Addiction Prevention, Treatment and Recovery**

- Senator John F. Keenan, Chair

PAPER FROM THE HOUSE

*Engrossed Bill.*

An engrossed Bill authorizing the town of Southborough to enter into a land exchange agreement with St. Mark’s School of Southborough, Inc. (see House, No. 3809, amended) (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.

*Reports of Committees.*

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 Patrick M. O’Connor for legislation relative to the scheduling of employees.

Employees,-- scheduling. SD2331

**The rules were suspended, at the request of Mr. Tarr, and the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on Labor and Workforce Development.**

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 Cindy F. Friedman for legislation relative to the Massachusetts teachers’ retirement system.

Teachers’,-- retirement system. SD2375

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

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 Julian Cyr for legislation to commemorate first landing day.

First Landing Day. SD2367

**The rules were suspended, at the request of Mr. Tarr, and the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on State Administration and Regulatory Oversight.**

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 Julian Cyr and Sarah K. Peake for legislation relative to improving oversight of the closure of

Pilgrim Nuclear Power Station,-- closure.

Pilgrim Nuclear Power Station.

SD2368

**The rules were suspended, at the request of Mr. Tarr, and the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on Telecommunications, Utilities and Energy.**

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 Cinzi Lavin for legislation to create the title of musician laureate of the Commonwealth of Massachusetts.

Musician laureate,--  
create.  
SD2353

**The rules were suspended, at the request of Mr. Tarr, and the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on Tourism, Arts and Cultural Development.**

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 Vincent J. D'Andrea for legislation relative to the issuance of motorcycle permits for persons under the age of eighteen.

Motorcycle,-- permit  
requirements.  
SD2301

**The rules were suspended, at the request of Mr. Tarr, and the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on Transportation.**

**Severally 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 tomorrow at eleven o'clock A.M., in a full formal session with a calendar.

Time of meeting.

*Moment of Silence.*

At the request of the Chair (Mr. Brownsberger), the members, guests and staff stood in a moment of silence and reflection to the memory of Donna M. Vieira .

Moment of silence.

*Adjourn In Memory of Donna M. Vieira.*

The Senator from Cape and the Islands, Mr. Cyr, and the Senator from Plymouth and Barnstable, Mr. deMacedo, moved that when the Senate adjourns today, it adjourn in memory of Donna M. Vieira of East Falmouth.

Mrs. Vieira passed away at the Curahealth Hospital in Stoughton after a long battle with an illness. She was 65 years old. Mrs. Vieira was a devoted wife, mother, and a valued member of the community. She raised two sons, David and Daniel, in Falmouth and held a variety of jobs in local businesses, including as manager and co-owner of Joe's Driving Range. Her passing is mourned by family and friends as well as those in the community who knew her as a friendly face at local yard sales and flea markets.

Mrs. Vieira was a loving wife, mother, and grandmother. She was married to her longtime husband, Bill, for 44 years. In addition to her husband, she is survived by her sons Daniel Vieira and our colleague State Representative David Vieira (3rd Barnstable District), brothers Billy and Gary Scala, and grandchildren Hadley Rose Vieira, Andrew James Vieira, and Emma Marie Vieira.

Mrs. Vieira leaves behind a loving extended family who will miss her passion

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for travel and the outdoors. She was a kind spirit who never lacked a pleasant word for those she encountered. May we all reflect on Mrs. Vieira's life and legacy as we mourn with those who knew and loved her.

Accordingly, as a mark of respect in memory of Donna M. Vieira, at a quarter before five o'clock P.M., on motion of Mr. Tarr, the Senate adjourned to meet again tomorrow at eleven o'clock A.M.