

The Commonwealth of Massachusetts

JOURNAL OF THE SENATE.



THURSDAY, JANUARY 18, 2018.

JOURNAL OF THE SENATE.

Thursday, January 18, 2018

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

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

Pledge of allegiance.

Distinguished Guests.

There being no objection, the President handed the gavel to Ms. Creem for the purpose of an introduction. Ms. Creem then introduced, in the rear of the Chamber, Nathaniel Taylor, and his father, Patrick Taylor of Brookline. They were recognized as family members of Deirdre Anne Roney, General Counsel of the Massachusetts State Ethics Commission, who passed away on December 17, 2017. The Senate welcomed them with applause and they withdrew from the Chamber.

Nathaniel and Patrick Taylor.

Communications.

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

Communication from the Massachusetts District Attorneys Association (pursuant to line item 0340-2100 of the FY18 budget) submitting its Annual Report on the District Attorneys' Prosecution Statistics and the prosecution data submitted by ten counties (received January 16, 2018); and

MDDA, --
Prosecution
Statistics.
SD2476

Communication from the Department of Public Health relative to plans of correction for the following correctional facilities:

DPH,-- plans of
correction.
SD2477

Barnstable County Correctional Facility
Bristol County Jail and House of Correction
Bristol County Modular Building
Dartmouth I.C.E. Facility
Dartmouth Women's Center
Essex County Correctional Alternative Center
Essex County Correctional Facility
MCI Framingham (received January 16, 2018).

Reports.

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

Report of the Plymouth District Attorney's Office (pursuant to Section 99R of Chapter 272 of the General Laws) submitting its annual report of wiretap interceptions for the 2017 calendar year (received 16, 2018); and

Plymouth DA,--
wiretap.
SD2474

Report of the Bristol County Registry of Deeds (pursuant of Chapter 4, Section 4 of the Acts of 2003) submitting its plan for expenditure from the County Registers Technological Fund (copies having been forwarded as required to the Senate Committees on Ways and Means and Post Audit and Oversight) (received January 16, 2018);

Bristol Registry of
Deeds,--
technological fund.
SD2475

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 the following correctional facilities:

MCI Concord

Old Colony Correctional Center Kitchen Core Services

Old Colony Correctional Center (received January 16, 2018);

Report of the Division of Capital Asset Management and Maintenance (pursuant to Section 6(i) of Chapter 7C of the General Laws) submitting its FY2017 Annual Report "Supplier Diversity - Affirmative Marketing Program for Design and Construction" (received January 17, 2018);

Report of the Hampden County District Attorney's Office (pursuant to Section 99R of Chapter 272 of the General Laws) submitting its annual report of wiretap interceptions for the calendar year of 2017 (received January 18, 2018); and

Report of the District Attorney of Suffolk County (under the provisions of Section 99R of Chapter 272 of the General Laws) submitting its Annual Report of Wiretap Interceptions for the calendar year of 2017 (received January 18, 2018).

DPH,-- facility inspections.
SD2478

DCAMM,-- annual report.
SD2479

Hampden County DA, -- wiretaps.
SD2482

Suffolk County DA, -- wiretaps.
SD2484

Petition.

Ms. Donoghue presented a petition (accompanied by bill) (subject to Joint Rule 12) of Eileen M. Donoghue for legislation to regulate online gaming, daily fantasy sports, and online sports betting;

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

Online gaming,-- regulation.
SD2480

Reports of Committees.

By Mr. Hinds, for the committee on Tourism, Arts and Cultural Development, on petition (accompanied by bill, Senate, No. 1894), an Order relative to authorizing the joint committee on Tourism, Arts and Cultural Development to make an investigation and study of a certain current Senate document relative to state tourism accountability (Senate, No. 2254);

Referred, under Joint Rule 29, to the committees on Rules of the two branches, acting concurrently.

Tourism, Arts and Cultural Development committee,-- study.

By Mr. Hinds, for the committee on Tourism, Arts and Cultural Development, on petition, a Bill to create the title of musician laureate of the Commonwealth of Massachusetts (Senate, No. 2225); and

By Mr. Rush, for the committee on Veterans and Federal Affairs, on petition (accompanied by bill, Senate, No. 379), Resolutions for a United States constitutional amendment and amendments convention (Senate, No. 2243);

Severally read and, under Joint Rule 29, referred to the committees on Rules of the two branches, acting concurrently.

Musician laureate,-- create.

Constitutional amendment,-- convention.

By Mr. Feeney, for the committee on Public Service, on petition, a Bill relative to disability pensions for violent crimes (Senate, No. 1405);

By Mr. Hinds, for the committee on Tourism, Arts and Cultural Development, on petition, a Bill establishing a disaster and emergency aid fund for Massachusetts artists (Senate, No. 1893);

By the same Senator, for the same committee, on petition, a Bill to foster artist businesses in Cultural Districts (Senate, No. 1895);

By the same Senator, for the same committee, on petition, a Bill to establish a

Disability pensions,-- violent crimes.

MA artists,-- fund.

Cultural districts,-- businesses.

Percent for Arts,-- program.

Massachusetts Percent for Arts Program (Senate, No. 1896);

By the same Senator, for the same committee, on petition, a Bill relative to tourism collaboration (Senate, No. 1899); and

By the same Senator, for the same committee, on petition, a Bill furthering growth in the creative economy (Senate, No. 1900, changed by striking out lines 5 through 7, and inserting in place thereof the following:-

"SECTION 2. Chapter 30B, Section 2, of the General Laws, is hereby amended by inserting the following:-");

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

By Mr. Hinds, for the committee on Tourism, Arts and Cultural Development, on petition, a Bill officially recognizing the celebration of Chinese New Year in the Commonwealth of Massachusetts (Senate, No. 1897);

Read and, under Senate Rule 26, referred to the committee on Rules.

Committee Discharged.

Mr. Lewis, for the committee on Public Health, reported, asking to be discharged from further consideration of the petition (accompanied by bill, Senate, No. 2239) of Patrick M. O'Connor, Smitty Pignatelli and Diana DiZoglio for legislation to establish a newborn health and safe sleep pilot program,-- and recommending that the same be referred to the committee on Children, Families and Persons with Disabilities;

Under Senate Rule 36, the report was considered forthwith and accepted. Sent to the House for concurrence.

PAPERS FROM THE HOUSE.

A petition (accompanied by bill, House, No. 4121) of David K. Muradian, Jr. and Michael O. Moore (by vote of the town) relative to the town manager of the town of Upton,-- **was referred, in concurrence, to the committee on Municipalities and Regional Government.**

A Bill relative to the annual observance of Massachusetts Women's Defense Corps Remembrance Day (House, No. 2658,-- on petition),-- **was read and, under Senate Rule 26, referred to the committee on Rules.**

Bills

Authorizing the appointing authority of the town of Mansfield to appoint police cadets to the police department of the town (House, No. 1327,-- on petition) [Local approval received]; and

Exempting J. Adam Stagno from the maximum age requirement for police officers in the town of North Andover (House, No. 3794,-- on petition) [Local approval received];

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

Notice was received from the House of Representatives announcing the following appointment by the Minority Leader:

Representative Hannah Kane of Shrewsbury to the Commission (under Section 138 of Chapter 47 of the Acts of 2017) relative to investigating ways to

Tourism,-- kiosks.

Creative economy,-- growth.

Chinese New Year,-- legal holiday.

Newborns,-- safe sleep program.

Upton,-- town manager.

Massachusetts Women's Defense Corps Remembrance Day.

Mansfield,-- police cadets.

North Andover,-- police officers.

Healthcare inequality.

increase access to interoperability of data collected by the Department of Public Health to address healthcare inequality in the Commonwealth.

Emergency Preamble Adopted

An engrossed Bill establishing a sick leave bank for Dave Ringer, an employee of the Department of Correction (see House, No. 3947, 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 2 to 0.

Dave Ringer,-- sick leave.

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

Recess.

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

Recess.

The President recognized several Department of Conservation and Recreation Rangers for their exemplary efforts in performing their duties when a fellow DCR Ranger suffered a heart attack. Their coordinated quick actions, twice using an AED on their fellow Ranger, undoubtedly helped save their colleague. Several of the DCR Rangers were presented with Senate Citations for their actions.

DCR Rangers.

Moments of Silence.

At the request of the President the members, guests and staff stood in a moment of silence and reflection to the memories of former DCR Rangers Deborah McNamara and Edward T. Fusco, Jr.

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 Deirdre Anne Roney.

Id.

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 Adam G. Hinds and John Barrett for legislation to remove the residency requirement for the appointment of a forest warden.

Forest warden,--
residency
requirement.
SD2459

The rules were suspended, on motion of Mr. Barrett, and the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on Municipalities and Regional Government.

Sent to the House for concurrence.

By Ms. Spilka, for the committee on Ways and Means, that the House Bill establishing a sick leave bank for Mary Sorensen, an employee of the Department of Mental Health (House, No. 3837, amended),-- ought to pass.

Mary Sorensen,--
sick leave.

There being no objection, the rules were suspended, on motion of Mr. Brady, and the bill was read a second time, ordered to a third reading, read a third time and passed to be engrossed, in concurrence, in concurrence.

By Ms. Spilka, for the committee on Ways and Means, that the Senate Bill negating archaic statutes targeting young women (Senate, No. 784),-- ought to pass, with an amendment substituting a new draft with the same title (Senate, No. 2260).

Real estate
appraisals,--
protection.

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 negating archaic statutes targeting young women (Senate, No. 784) (the committee on Ways and Means having recommended that the bill be amended by substituting a new draft, Senate, No. 2260) shall be placed in the Orders of the Day for a second reading on Thursday, January 25, 2018.

Procedural order.

All amendments shall be filed electronically in the office of the Clerk of the Senate by 5:00 P.M., on Monday, January 22, 2018. All such amendments shall be second-reading amendments to Senate, No. 2260, 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 Ms. O'Connor Ives, and the order was considered forthwith and adopted.

The bill will be placed in the Orders of the Day for Thursday, January 25, 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 the licensure of motor vehicle inspection stations (Senate, No. 2139),-- ought to pass, with an amendment substituting a new draft entitled "An Act providing for the licensing of certain motor vehicle inspection stations" (Senate, No. 2261)

Real estate
appraisals,--
protection.

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 the licensure of motor vehicle inspection stations (Senate, No. 2139) (the committee on Ways and Means having recommended that the bill be amended by substituting a new draft, Senate, No. 2261) shall be placed in the Orders of the Day for a second reading on Thursday, January 25, 2018.

Procedural order.

All amendments shall be filed electronically in the office of the Clerk of the Senate by 5:00 P.M., on Monday, January 22, 2018. All such amendments shall be second-reading amendments to the Ways and Means new draft (Senate, No. 2261), 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. Boncore, and the order was considered forthwith and adopted.

The bill will be placed in the Orders of the Day for Thursday, January 25, for a second reading with the amendment pending.

Orders Adopted.

Ms. Lovely offered the following order, to wit:

Ordered, That, notwithstanding any rule to the contrary, there shall be a Special Senate committee to review the sexual harassment policies and procedures of the Senate. The committee shall consist of 9 members of the Senate, 2 of whom shall be appointed by the minority leader. The senate president shall serve as ex-officio member of the committee and shall vote only if a vote of the other members is tied. The Senate president shall designate 1 appointee as the chair of the committee. The counsel to the Senate shall serve as counsel to the committee. In conducting its review, the committee shall consult with the Senate office of human resources. The committee shall file a final report of its findings and recommendations with the clerk of the senate not later than May 15, 2018. The clerk shall make the report publicly available on the legislature's website (Senate, No. 2262).

Special Senate committee to review the sexual harassment policies and procedures.

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.

Ms. Creem offered the following order, to wit:

Ordered, That, there shall be a special committee on the part of the Senate on net neutrality and consumer protection. The committee shall consist of 7 members of the Senate, 5 of whom shall be appointed by the senate president and 2 of whom shall be appointed by the senate minority leader. The committee shall review the Federal Communications Commission's order entitled "Restoring Internet Freedom", which was adopted on December 14, 2017. The committee shall make recommendations concerning the Senate response to this order, with the goal of protecting Massachusetts consumers. The committee may file its recommendations including, but not limited to, legislation, with the clerk of the Senate not later than April 13, 2018 (Senate, No. 2263).

Special Senate committee on Net Neutrality and Consumer Protection.

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 Ms. Creem, and the order was considered forthwith.

After remarks, the question on adoption of the order was determined by a call

of the yeas and nays, at twenty-seven minutes before three o'clock P.M., on motion of Mr. Tarr, as follows, to wit (yeas 39 – nays 0) [Yeas and Nays No. 317]:

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 | Montigny, Mark C. |
| Creem, Cynthia Stone | Moore, Michael O. |
| Cyr, Julian | O'Connor, Patrick M. |
| deMacedo, Viriato M. | O'Connor Ives, Kathleen |
| DiDomenico, Sal N. | Pacheco, Marc R. |
| Donoghue, Eileen M. | Rodrigues, Michael J. |
| Eldridge, James B. | Rosenberg, Stanley C. |
| Fattman, Ryan C. | Ross, Richard J. |
| Feeney, Paul R. | Rush, Michael F. |
| Forry, Linda Dorcena | Spilka, Karen E. |
| Friedman, Cindy F. | Tarr, Bruce E. |
| Gobi, Anne M. | Timilty, Walter F. |
| Hinds, Adam G. | Tran, Dean A. |
| Humason, Donald F., Jr. | Welch, James T. – 39. |
| Jehlen, Patricia D. | |

NAYS – 0.

The yeas and nays having been completed at twenty-three minutes before three o'clock P.M., the order was adopted.

Matter Taken Out of the Notice Section of the Calendar.

There being no objection, the following matters was taken out of the Notice Section of the Calendar and considered as follows:

The House Bill further regulating the positions of town clerk and town accountant in the town of Norwood (House, No. 3940) (its title having been changed by the committee on Bills in the Third Reading),-- **was read a third time and passed to be engrossed, in concurrence.**

Norwood,-- town clerk and accountant.

Orders of the Day.

The Orders of the Day were considered as follows:

Bills

Relative to representative town meeting membership in the town of Milford (House, No. 3764); and

Second reading bills.

Relative to a certain license for the sale of all alcoholic beverages to be drunk on the premises in the city of Beverly (House, No. 3950).

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

There being no objection, the following matter was taken out of order and considered as follows:

The Senate Bill relative to the use of crossbows in hunting (Senate, No. 429),- - was considered, the main question being on ordering the bill to a third reading.

Hunting,-- crossbows.

After remarks, the pending amendment previously recommended by the committee on Ways and Means, substituting a new draft with the same title (Senate, No. 2249),-- was considered and it was adopted.

The bill (Senate, No. 2249) was then ordered to a third reading, read a third time and passed to be engrossed.

Sent to the House for concurrence.

The Senate Bill providing consumers with equal protection for all real estate appraisals (Senate, No. 104),-- was read a second time.

Real estate
appraisals,--
protection.

After remarks, the pending amendment, previously recommended by the committee on Ways and Means, substituting a new draft with the same title (Senate, No. 2246),-- was considered and it was adopted.

The bill (Senate, No. 2246) was then ordered to a third reading, read a third time and passed to be engrossed.

Sent to the House for concurrence.

The Senate Bill relative to uniform financial aid information (Senate, No. 680, changed),-- was read a second time.

Uniform financial
aid.

After remarks, and pending the question on adoption of the amendment previously recommended by the committee on Ways and Means, substituting a new draft entitled "An Act requiring institutions of higher education to provide uniform financial aid information to accepted applicants" (Senate, No. 2247), and pending the main question on ordering the bill to a third reading, Mr. Lesser moved that the proposed new draft be amended in section 1, in subsection (b), by striking out the last sentence and inserting in place thereof the following sentence:- "An institution of higher education may additionally provide: (i) an electronic version of the uniform financial aid information shopping sheet in a printable format; (ii) an electronic version of the uniform financial aid information shopping sheet that is readable on a mobile device; or (iii) both."

2

After remarks, the amendment was adopted.

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

The Bill (Senate, No. 2247, amended) was the 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 two minutes past three o'clock P.M., on motion of Ms. Donoghue, as follows, to wit (yeas 39 – nays 0) **[Yeas and Nays No. 318]:**

YEAS.

Barrett, Michael J.
Boncore, Joseph A.
Brady, Michael D.
Brownsberger, William N.
Chandler, Harriette L.
Chang-Diaz, Sonia
Creem, Cynthia Stone
Cyr, Julian
deMacedo, Viriato M.
DiDomenico, Sal N.
Donoghue, Eileen M.
Eldridge, James B.

Keenan, John F.
Lesser, Eric P.
Lewis, Jason M.
L'Italien, Barbara A.
Lovely, Joan B.
Montigny, Mark C.
Moore, Michael O.
O'Connor, Patrick M.
O'Connor Ives, Kathleen
Pacheco, Marc R.
Rodrigues, Michael J.
Rosenberg, Stanley C.

Fattman, Ryan C.
Feeney, Paul R.
Forry, Linda Dorcena
Friedman, Cindy F.
Gobi, Anne M.
Hinds, Adam G.
Humason, Donald F., Jr.
Jehlen, Patricia D.

Ross, Richard J.
Rush, Michael F.
Spilka, Karen E.
Tarr, Bruce E.
Timilty, Walter F.
Tran, Dean A.
Welch, James T. – 39.

NAYS – 0.

The yeas and nays having been completed at five minutes past three o'clock P.M., the bill was passed to be engrossed.

Sent to the House for concurrence.

The Senate Bill further regulating the enforcement of illegal hunting practices (Senate, No. 2182),-- was read a second time.

Illegal hunting
practices,--
enforcement.
1

After remarks, and pending the question on adoption of the amendment previously recommended by the committee on Ways and Means, substituting a new with the same title (Senate, No. 2248), and pending the main question on ordering the bill to a third reading, Mr. Humason moved that the proposed new draft be amended by inserting at the end thereof the following section:-

“SECTION X. Section 26 of chapter 90B of the General Laws, as so appearing, is hereby amended by inserting, after the word ‘case’ in line 69, the words, ‘; provided, however, that during the hunting season, a person with a valid hunting license may carry, unloaded, outside such a case, for the purpose of hunting, a firearm, rifle or shotgun in or on a snow vehicle or recreation vehicle or on a trailer or sled attached to such a vehicle or trailer’.”

After remarks, the amendment was adopted.

Mr. Humason moved that the proposed new draft be amended in section 6, by inserting after the word “chapter”, in line 161, the follow words:- “or a rule or regulation promulgated under this chapter”;

2

In section 9, by inserting after the word “director”, in lines 234 and 402, the following words:- “of the division”;

In said section 9, by striking out, in line 238, the word “Article”, the first time it appears, and inserting in place thereof the following words:- “Article III, Article”; and

In said section 9, by inserting after the word “wildlife”, in line 239, the following words:- “or the division of marine fisheries, as applicable”.

After remarks, the amendment was adopted.

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

The Bill (Senate, No. 2248, amended) was the 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 a quarter past three o'clock P.M., on motion of Mr. Tarr, as follows, to wit (yeas 39 – nays 0) **[Yeas and Nays No. 319]:**

YEAS.

Barrett, Michael J.
Boncore, Joseph A.
Brady, Michael D.

Keenan, John F.
Lesser, Eric P.
Lewis, Jason M.

| | |
|--------------------------|-------------------------|
| Brownsberger, William N. | L'Italien, Barbara A. |
| Chandler, Harriette L. | Lovely, Joan B. |
| Chang-Diaz, Sonia | Montigny, Mark C. |
| Creem, Cynthia Stone | Moore, Michael O. |
| Cyr, Julian | O'Connor, Patrick M. |
| deMacedo, Viriato M. | O'Connor Ives, Kathleen |
| DiDomenico, Sal N. | Pacheco, Marc R. |
| Donoghue, Eileen M. | Rodrigues, Michael J. |
| Eldridge, James B. | Rosenberg, Stanley C. |
| Fattman, Ryan C. | Ross, Richard J. |
| Feeney, Paul R. | Rush, Michael F. |
| Forry, Linda Dorcena | Spilka, Karen E. |
| Friedman, Cindy F. | Tarr, Bruce E. |
| Gobi, Anne M. | Timilty, Walter F. |
| Hinds, Adam G. | Tran, Dean A. |
| Humason, Donald F., Jr. | Welch, James T. – 39. |
| Jehlen, Patricia D. | |

NAYS – 0.

**The yeas and nays having been completed at seventeen minutes past three o'clock P.M., the bill was passed to be engrossed.
Sent to the House for concurrence.**

Order Adopted.

On motion of Ms. O'Connor Ives,--

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 former Senator Joseph F. Timilty.

Moment of silence.

Communications.

The following communications were severally read by the Clerk and placed on file, to wit:

Communication from the Honorable Harriette L. Chandler, President of the Senate, announcing committee appointments that have been ratified by the Majority Party Caucus:

Committee appointments.

Joint Committee on Transportation

- Joseph A. Boncore, CHAIR
- Eric P. Lesser, VICE CHAIR

Special Senate Committee on Sexual Harassment Policies and Procedures

- Joan B. Lovely, CHAIR
- Cynthia Stone Creem
- Sonia Chang-Diaz
- Cindy F. Friedman
- Anne M. Gobi
- John F. Keenan

- Karen E. Spilka

Special Senate Committee on Net Neutrality

- Cynthia Stone Creem, CHAIR
- Michael J. Barrett
- James B. Eldridge
- Barbara A. L'Italien
- Eric P. Lesser

Communication from the Honorable Bruce E. Tarr, Minority Leader, announcing the following committee appointments and changes:

Id.

Special Senate Committee on Sexual Harassment Policies and Procedures

- Richard J. Ross
- Donald F. Humason

Special Senate Committee on Net Neutrality

- Bruce E. Tarr
- Patrick M. O'Connor

Adjourn In Memory of Joseph F. Timilty.

The Senator from Norfolk, Bristol and Plymouth, Mr. Timilty, and the Senator from Bristol and Norfolk, Mr. Feeney, moved that when the Senate adjourns today, it adjourn in memory of former Senator Joseph F. Timilty.

Senator Joseph F. Timilty passed away in his home at the age of 79 on December 22, 2017.

Born in October of 1938 to Walter F. Timilty, Sr. and Elizabeth A. Timilty, Joe attended Saint Gregory's grammar school in Dorchester. Here, he met his wife Elaine in first grade. Joe went on to graduate from Saint John's Prep in Danvers after transferring from Boston College High School. At Saint John's, Joe excelled in both academics and sports, lettering in football, hockey and baseball. Joe also won the Dorchester Day Heavyweight Boxing Champion title in 1957.

Joe went on to attend Providence College, where after his first semester he enlisted in the United States Marine Corps at the age of 19. Joe would affectionately and proudly say to friends and family that he attended the "University of Paris Island".

While an active duty Marine, Joe was assigned to the Fleet Marine Force. As part of the Fleet Marine Force, Joe served on the World War II Aircraft Carriers U.S.S. Essex and U.S.S. Valley Forge. He also served on the first nuclear-powered warship, the U.S.S. Forrestal. In 1958, Joe participated in the U.S. Marines landing on the coast of Lebanon, having been ordered in by President Eisenhower to stabilize the Lebanese government.

In 1960, Joe, now a Sergeant in the Marine Corps, turned down an opportunity to attend the Marine Corps Officer Candidate School at Quantico, Virginia to rejoin his parents' family business, ELK Linen based on Kimball Street in Roxbury.

In 1961, Joe married Elaine Benson. Together they raised seven children: Kelly, Kara, Joe, Patrick, James, Greg and Bart.

In 1967, at the age of 29, Joe was elected to the Boston City Council as a Councilor-at-Large and was re-elected in 1969. In 1971, Joe's first bid for Mayor of the City of Boston was unsuccessful. In a special Senate election in February of 1972, Joe was elected to the Massachusetts State Senate where he served until 1985.

In 1975, Joe again ran for Mayor of Boston versus the incumbent Mayor Kevin White. Joe lost to Mayor White 51 percent to 49 percent, which to this day is the closest Mayoral election in the history of Boston. Joe unsuccessfully challenged Mayor White for the final time in 1979.

In 1976, Joe served as the Chairman of the Carter-Mondale campaign in the Commonwealth of Pennsylvania, which ultimately put President Carter and Vice President Mondale over the top in the Electoral College. In 1977, President Carter nominated Joe as the Chairman of the National Commission on the Neighborhoods of America. Joe was confirmed for this position by the United State Senate. The Commission was composed of twenty six members who reflected broad racial, ethnic, political, and geographic diversity. The Commission investigated economic development, reinvestment, human services, and fiscal and legal obstacles to neighborhood revitalization and governance.

Joe was the beloved husband of 56 years to Elaine (Benson). son of the late Walter Timilty and Elizabeth (Sullivan) Timilty. brother of Norfolk County Superior Court Clerk Walter Timilty, Jr. and his wife Marcia of Milton, the late Elizabeth Ann Tessier, and the late Jeannette Timilty. loving father of Joseph, Jr. and his wife Patricia of Canton, Patrick of South Boston, Norfolk County Treasurer and former State Senator James and his wife Mary of Walpole, Gregory and his wife Jennifer of Boston, Bart of Canton, and the late Governor's Councilor Kelly Timilty and the late Kara Timilty, beloved Grandfather to Olivia, Maryjane, Patrick, Kaitlin, Gregory, Madeleine and Taylor Timilty.

Joe will be missed by all those whom he crossed paths with, but especially by his loving family.

Accordingly, as a mark of respect in memory of Joseph F. Timilty, at twenty-five minutes before four o'clock P.M., on motion of Mr. Fattman, the Senate adjourned to meet again on Monday next at eleven o'clock A.M.