

The Commonwealth of Massachusetts

JOURNAL OF THE SENATE.



THURSDAY, FEBRUARY 15, 2018.

JOURNAL OF THE SENATE.

Thursday, February 15, 2018.

Met at one minute past eleven o'clock A.M.

The President, members, guests and staff then recited the pledge of allegiance to the flag.

Pledge of allegiance.

Report.

Report of the Massachusetts Department of Transportation (pursuant to Section 7 of Chapter 187 of the Acts of 2016) submitting its Ride for Hire Task Force report (copies having been forwarded as required to the Joint Committees on Financial Services, Transportation and Public Safety and Homeland Security) (received February 13 , 2018,)-- **was placed on file.**

MassDOT,-- RFH report.
SD2533

Reports of Committees.

By Ms. Chang-Diaz, for the committee on Education, on Senate, Nos. 215, 244, 248, 278 and 307 and House, Nos. 222, 237, 280, 306, 315, 2016, 2022, 2039, 2043, 2855 and 3556, a Bill to promote and enhance civic engagement (Senate, No. 2306);

Civic engagement,-- promote.

By Mr. Timilty, for the committee on State Administration and Regulatory Oversight, on petition, a Bill relative to equity in public contracting in honor of Bruce C. Bolling (Senate, No. 1684);

Bruce Bolling,-- public contracting.

By the same Senator, for the same committee, on petition, a Bill relative to government efficiency (Senate, No. 1690);

Government efficiency.

By the same Senator, for the same committee, on petition, a Bill requiring additional reporting of transportation privatization contracts to promote transparency (Senate, No. 1694);

Transportation contracts,-- reporting.

By the same Senator, for the same committee, on petition, a Bill relative to public records for genealogical research (Senate, No. 1695);

Genealogical research,-- records.

By the same Senator, for the same committee, on petition, a Bill relative to the fair participation of minority and women-owned businesses on public construction projects (Senate, No. 1710);

Minority businesses,-- public construction.

By the same Senator, for the same committee, on petition, a Bill relative to the Garden of Peace Honoring Victims of Homicide (Senate, No. 1711);

Garden of Peace.

By the same Senator, for the same committee, on petition, a Bill to increase courthouse energy efficiency (Senate, No. 1714); and

Courthouse,-- energy efficiency.

By the same Senator, for the same committee, on petition, a Bill relative to Commonwealth building projects (Senate, No. 1743);

Building projects,-- oversight.

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

By Mr. Timilty, for the committee on State Administration and Regulatory Oversight, on petition, a Bill designating the Rose Fitzgerald Kennedy Greenway as the official organic public park of the Commonwealth (Senate, No. 1677);

Rose Kennedy Greenway,-- official park.

By the same Senator, for the same committee, on petition, a Bill properly and

Avian seals and emblems.

accurately identifying avian seals & emblems within MGL (Senate, No. 1683);

By the same Senator, for the same committee, on petition, a Bill creating Lysosomal Storage Disorders awareness month (Senate, No. 1706);

By the same Senator, for the same committee, on petition, a Bill designating January as peace officer history month (Senate, No. 1707);

By the same Senator, for the same committee, on petition, a Bill relative to timely decisions by awarding authorities (Senate, No. 1708);

By the same Senator, for the same committee, on petition, a Bill proclaiming May as Aviation Awareness Month (Senate, No. 1717);

By the same Senator, for the same committee, on petition, a Bill relative to the observance of a Gold Star Wives Day and a Gold Star Mothers and Families Day Bridge (Senate, No. 1765); and

By the same Senator, for the same committee, on petition, a Bill observing United States Navy Day (Senate, No. 1766);

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

PAPERS FROM THE HOUSE.

A Message from His Excellency the Governor recommending legislation relative to financing improvements to municipal roads and bridges (House, No. 4237),-- **was referred, in concurrence, to the committee on Transportation.**

A petition (accompanied by bill, House, No. 4238) of Elizabeth A. Malia (with the approval of the mayor and city council) relative to the redevelopment of the Armory Street public housing project in the Jamaica Plain section of the city of Boston,-- **was referred, in concurrence, to the committee on Housing.**

Bills

Establishing a sick leave bank for Alyssa Nelson, an employee of the Office for Victim Assistance (House, No. 4239,-- on House, No. 4228); and

Removing fees for disclosures of consumer credit reports (House, No. 4241,-- on House, No. 134);

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

Matters Taken Out of the Orders of Day.

There being no objection, the following matters were taken out of the Orders of the Day and considered as follows:

The House Bill further regulating the warrant process for the annual town meeting in the town of Weston (House, No. 3873) (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.**

Recess.

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

Lysosomal storage disorder,-- awareness month.

Peace officer history month.

Contractors,-- awarding authorities.

Aviation Awareness Month.

Gold Star Wives and Mothers Day.

United States Navy Day.

Roads and bridges,-- improvements.

Boston,-- Armory Street redevelopment.

Alyssa Nelson,-- sick leave.

Consumer credit reports,-- fees.

Weston,-- warrant process.

Recess.

PAPERS FROM THE HOUSE.

The House Bill making appropriations for fiscal year 2018 to provide for supplementing certain existing appropriations and for certain other activities and projects (House, No. 4160),-- came from the House with the endorsement that the House had NON-concurred with the Senate in its amendment striking out the emergency preamble and concurred with the Senate in its amendment striking out all after the enacting clause and inserting in place thereof the text of Senate, No. 2280 *with a further amendment* striking out all after the enacting clause and inserting in place thereof the text contained in House, No. 4242.

Supplemental appropriations.

The rules were suspended, on motion of Mr. Tarr; and, on further motion of the same Senator, the Senate receded from its amendment striking out the emergency preamble and concurred with the House further amendment.

Emergency Preamble Adopted.

An engrossed Bill making appropriations for fiscal year 2018 to provide for supplementing certain existing appropriations and for certain other activities and projects (see House, No. 4160, 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.

Supplemental budget.

The bill was signed by the President and sent to the House for enactment.

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 to be enacted and were signed by the President and laid before the Governor for his approbation, to wit:

Further regulating the warrant process for the annual town meeting in the town of Weston (House, No. 3873); and

Bills laid before the Governor.

Making appropriations for fiscal year 2018 to provide for supplementing certain existing appropriations and for certain other activities and projects (House, No. 4160, amended).

Order Adopted.

On motion of Mr. Tarr,--

Ordered, That when the Senate adjourns today, it adjourn to meet again on Tuesday 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 Donald Sudbay Sr.

Moment of silence.

Adjourn In Memory of Donald Sudbay Sr.

The Senator from Essex and Middlesex, Mr. Tarr, moved that when the

Senate adjourns today, it do so in memory of Donald Sudbay Sr., who passed away at the age of 90 on February 5, 2018, surrounded by his loving family.

Donald Sudbay was born in Gloucester on April 10, 1927, and was the son of the late James A. and Margaret M. Sudbay. He enlisted in the Navy during World War II, and had returned to Gloucester after the war to earn his high school diploma from Gloucester High School.

Don enjoyed a prosperous career in the automotive industry, which he entered in 1949. He had quickly risen through the ranks, and in 1965 started Sudbay Chevrolet Cadillac Buick, which celebrated its 50th year in business in 2015. He was known locally as “The Gentleman of the Automotive Business.”

Don had been an active member of the Gloucester community for many years, being a 59-year long member of the Gloucester Rotary Club, as well as a trustee for the Addison Gilbert Hospital for many years. He also served as a trustee for Cape Ann Savings Bank for 50 years, and received the “Small Business Person of the Year” award from the Cape Ann Chamber of Commerce in 1984.

In his 66 years of marriage with Phyllis Sudbay, the two enjoyed an active life with their children. He is survived by his children Donald E. Sudbay Jr. and his wife Jeannie, Sally Ann Kane and her husband Kevin, and David J. Sudbay and his fiancée Sue Hayden. Don is also survived by his six grandchildren, Caroline Sudbay, Bradlee Sudbay and his wife Megan, Brenden Kane, Andrew Kane, Sara Sudbay, David (DJ) Sudbay and great granddaughter Riley, step-grandchildren Jacqueline Sullivan, Timothy Sullivan and his wife Quinn, and Christine Sullivan, and step-great grandchildren Timothy, Lily and Brendan Sullivan along with many nieces and nephews.

Accordingly, as a mark of respect in memory of Donald Sudbay, Sr., at twenty-three minutes past three o’clock P.M., on motion of Mr. Tarr, the Senate adjourned to meet again on Tuesday next at eleven o’clock A.M.