

The Commonwealth of Massachusetts

JOURNAL OF THE SENATE.



MONDAY, MARCH 12, 2018.

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

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

Pledge of allegiance.

Reports.

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

Report of the Executive Office of Health and Human Services (pursuant to Section 15 of Chapter 118I of the General Laws) submitting its Health Information Technology Council Annual Report (received March 7, 2018);

EOHHS,--
technology council
annual report.
SD2565
EOPPS,-- 2016
weapon report.
SD2566

Report from the Executive Office of Public Safety and Security (pursuant to Section 2 of Chapter 140 of the General Laws) submitting its annual Electronic Control Weapons by law enforcement agencies in Massachusetts during 2016 (received March 9, 2018); and

Report of the Department of Housing and Community Development (pursuant to Section 66 of Chapter 23A of the General Laws) submitting the 2017 annual report of the Rural Policy Advisory Commission (received March 7, 2018) (a copy having been forward as required to the Senate Chair of the joint committee on Economic Development and Emerging Technologies).

Rural Policy
Advisory
Commission.
SD2567

Order.

Mr. Barrett presented an Order relative to granting the committee on Telecommunications, Utilities and Energy until April 12, 2018, within which time to make its final report on certain current Senate documents relative to renewable energy (Senate, No. 2340),-- **and the same was referred, under Joint Rule 30, to the committees on Rules of the two branches, acting concurrently.**

Telecommunications,
Utilities and Energy,-
extension order.

Reports of a Committee.

By Mr. Moore, for the committee on Municipalities and Regional Government, on petition (accompanied by bill, Senate, No. 1160), a Bill relative to parking at large entertainment venues (Senate, No. 2338); and

Parking lots,--
operations.

By the same Senator, for the same committee, on petition (accompanied by bill, Senate, No. 2270), a Bill relative to forest wardens (Senate, No. 2339);

Forest warden,--
residency requirement.

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

Committee Discharged.

Mr. Montigny, for the committees on Rules of the two branches, acting concurrently, reported, asking to be discharged from further consideration of the Senate Resolve creating a special commission to examine the health impacts of

Electromagnetic
fields, - health
impacts.

electromagnetic fields (Senate, No. 1268),-- and recommending that the same be referred to the Senate committee on Rules.

Under Senate Rule 36, the report was considered forthwith and accepted.

Resolutions.

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

Resolutions (filed by Mr. Ross) "congratulating Theodore Allen Davidson of the town of Sherborn on his elevation to the rank of Eagle Scout";

Theodore Allen Davidson.

Resolutions (filed by Mr. Ross) "congratulating David Nathaniel Kennan of the town of Sherborn on his elevation to the rank of Eagle Scout";

David Nathaniel Kennan.

Resolutions (filed by Mr. Ross) "congratulating Charles Edward Whittlesey of the town of Sherborn on his elevation to the rank of Eagle Scout";

Charles Edward Whittlesey.

Resolutions (filed by Ms. Spilka and Mr. Ross) "congratulating Samuel Edward Molloy of the town of Franklin on his elevation to the rank of Eagle Scout";

Samuel Edward Molloy.

Resolutions (filed by Ms. Spilka and Mr. Ross) "congratulating Seamus William Reardon of the town of Franklin on his elevation to the rank of Eagle Scout"; and

Seamus William Reardon.

Resolutions (filed by Ms. Spilka and Mr. Ross) "congratulating Daniel Blaise Schratz of the town of Franklin on his elevation to the rank of Eagle Scout."

Daniel Blaise Schratz.

Matters Taken Out of the Orders of the Day.

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

The Senate Bill permitting a certain parcel of land in the town of New Braintree to be used for a solar farm and other municipal purposes (Senate, No. 2189) (its title having been changed by the committee on Bills in the Third Reading),-- **was read a third time and passed to be engrossed.**

New Braintree,-- land.

Sent to the House for concurrence.

The House Bill relative to the funding of the Other Post-Employment Benefits Liability Trust Fund in the town of Northbridge (House, No. 4084),-- **was read a third time and passed to be engrossed, in concurrence.**

Northbridge,-- post-employment benefits.

PAPERS FROM THE HOUSE.

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

Petition (accompanied by bill, House, No. 4300) of Ruth B. Balser, Cynthia Stone Creem and Rachmiel Liberman relative to the revocation of kosher certification; and

Kosher certifications.

Petition (accompanied by bill, House, No. 4301) of Paul W. Mark and Adam G. Hinds that the town of Dalton be authorized to convey certain parcels of land to the Department of Fish and Game;

Dalton,-- land.

Severally under suspension of Joint Rule 12, to the committee on Environment, Natural Resources and Agriculture.

Petition (accompanied by bill, House, No. 4302) of Daniel Cahill and Brendan P. Crighton (with the approval of the mayor and city council) that the city of Lynn be authorized to amend the charter of said city;

Lynn,-- charter.

Under suspension of Joint Rule 12, to the committee on Municipalities and Regional Government.

Engrossed Bill.

An engrossed Bill establishing a sick leave bank for Deirdre Dacey, an employee of the Parole Board (see House, No. 4059, 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. Boncore) and laid before the Governor for his approbation.**

Bill laid before the Governor.

Order Adopted.

Mr. Lewis presented an Order relative to granting the committee on Public Health until March 22, 2018, within which time to make its final report on current Senate documents numbered 142, 1165, 1166, 1169, 1175, 1225, 1237, 1238, and 1245 (Senate, No. 2328),-- **and the same was referred, under Joint Rule 30, to the committees on Rules of the two branches, acting concurrently.**

Public Health,-- extension order.

Subsequently, Mr. Montigny, for the said committees, reported that the order ought to be adopted.

There being no objection, the rules were suspended, on motion of Mr. Tarr, and the order was considered forthwith; and, after remarks, was adopted.

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 Thursday next 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. Boncore), the members, guests and staff stood in a moment of silence and reflection to the memory of James "Jimmy" Marceline.

Moment of silence.

Adjourn In Memory of James "Jimmy" Marceline

The Senator from Cape and Islands, Mr., Cyr, moved that when the Senate adjourns today, it adjourn in memory of James "Jimmy" Marceline of Harwich. James "Jimmy" Marceline of Harwich passed away on January 28, 2018 at the age of 92.

Born and raised in Harwich, Mr. Marceline was a decorated veteran of World War II who was held as a prisoner of war during his service in the U.S. Army. Like many of his generation, upon returning home, he got to work, married, and raised a family.

Mr. Marceline became one of Harwich's largest landowners, and he founded his own company, Marceline Salvage and Trucking. In 2005, Mr. Marceline was one of the first to be inducted into the Harwich High School Hall of Fame for his record as a strong supporter of the Harwich school system, role in opening the Cranberry Valley Golf Course, and his work creating the Cape Cod Regional Technical High School. The Technical High School was built on land owned by Mr. Marceline, which he sold to the new school district at a severely discounted rate. "There wouldn't be a Cape Cod Tech and we wouldn't be talking about a new Cape Cod Tech in 2020 without James Marceline," said Superintendent Robert

Sanborn. Mr. Marceline was a relentless advocate for the less fortunate, and for the creation of affordable housing for families. At Harwich annual town meeting, and as a member of countless town boards, he always respectfully made his voice heard. And he practiced what he preached personally, building a number of homes on his property which he rented to locals at affordable rates. When Mr. Marceline found that Harwich students needed computers to thrive in the modern world he led the effort to call a special town meeting to purchase them for the schools.

He was the loving husband of the late Elizabeth M. “Lillian” Marceline, a father of five children, grandfather of nine, and great-grandfather of four.

Mr. Marceline is remembered for his passion for local government, community involvement, and making a true difference for his town and country. He has been described as Harwich’s most revered citizen, and will be missed by many. May he rest in peace, having lived a full life and leaving a remarkable legacy.

Accordingly, as a mark of respect in memory of James “Jimmy” Marceline, at four minutes before twelve o’clock P.M., on motion of Mr. Tarr, the Senate adjourned to meet again on Thursday next at eleven o’clock A.M.