

The Commonwealth of Massachusetts

JOURNAL OF THE SENATE.



THURSDAY, MAY 10, 2018.

[46]

JOURNAL OF THE SENATE.

Thursday, May 10, 2018.

Met at twenty-two minutes past eleven o'clock A.M.

The President, 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 Mr. Feeney for the purpose of an introduction. Mr. Feeney then introduced, in the Senate Gallery, the Mansfield High School Quiz Bowl Team. The team was recognized for competing in a round of over 100 schools and had advanced to the round of 16. The Senate applauded their accomplishments and they withdrew from the Chamber. The students were led by teachers and advisors.

Mansfield High
School Quiz Bowl
Team.

There being no objection, the President handed the gavel to Mr. Timilty for the purpose of an introduction. Mr. Timilty then introduced, on the Rostrum, Thomas Rich, Corporate Safety Director at Walsh Brothers. The Greater Boston Chapter of the American Society of Safety Engineers celebrates North American Occupational Safety and Health Week and Occupational Safety and Health Professional Day. The Greater Boston Chapter was being recognized for its efforts to increase awareness of the importance of safe workplaces for all. The Senate welcomed him with applause, he was presented with Joint Resolutions and he withdrew from the Rostrum.

Thomas Rich.

There being no objection, during consideration of the Orders of the Day, the President handed the gavel to Mr. Barrett for the purpose of an introduction. Mr. Barrett then introduced, in the rear of the Chamber, Waltham's High School's Music Unlimited. The group was founded in 1983 and was the first high school show choir in New England. They were being recognized for having achieved first place at the central Massachusetts Show Choir competition earlier this month. The group is led by Alyssa Cincotta, a music teacher at Waltham High School. Also among the group was Douglas Trudeau, the head of the Waltham Public Schools Fine and Performing Arts Department. The Senate applauded their accomplishments, they addressed the Chamber in song and they withdrew from the Chamber.

Music Unlimited.

There being no objection, during consideration of the Orders of the Day, the Chair (Mr. Pacheco) handed the gavel to Mr. Brady for the purpose of an introduction. Mr. Brady then introduced, in the Senate Gallery, students from Brockton. The students were visiting the State House advocating for the modernization of the foundation budget that was before the Senate today. Among the group were Brockton City Councilors: Shirley Asack and Anne Beauregard, School Committee Members: Thomas Minichiello, Joyce Asack, Lisa Plant and Judy Sullivan, members of the Brockton Public School Department: Superintendent Kathleen Smith, Chief Budget Officer Aldo Petronio and State Champion Soccer Coach Herminio Furtado and President of the Brockton Education Association Kimberly Gibson. The Senate welcomed them with

Brockton High
School.

applause and they withdrew from the Chamber. They were accompanied by Representatives Cronin of Easton, DuBois of Brockton and Cassidy of Brockton.

There being no objection, during consideration of the Orders of the Day, the Chair (Mr. Pacheco) handed the gavel to Mr. Lewis for the purpose of an introduction. Mr. Lewis then introduced, in the Senate Gallery, students from Malden High School. The students were visiting the State House advocating for the modernization of the foundation budget that was before the Senate today. The Senate welcomed them with applause and they withdrew from the Chamber.

Malden High School.

Communications.

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

THE COMMONWEALTH OF MASSACHUSETTS
MASSACHUSETTS SENATE

May 9, 2018

Committee
assignments.

William F. Welch,
Clerk of the Senate
State House, Room 335
Boston, MA 02133

Dear Mr. Clerk:

The Democratic Caucus unanimously ratified the following appointments at today's caucus:

Senator Nick Collins

Joint Committee on Export Development, *Chair*

Joint Committee on Consumer Protection and Professional Licensure, *Vice Chair*

Joint Committee on Bonding, Capital Expenditure and State Assets, *Vice Chair*

Senate Committee on Post Audit and Oversight, *member*

Joint Committee on Children, Families and Persons with Disabilities, *member*

Joint Committee on Public Health, *member*

Joint Committee on Transportation, *member*

Thank you for your attention to this matter.

Sincerely,

HARRIETTE L. CHANDLER

President of the Senate.

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

Hampden County Jail and House of Correction

MCI Concord

Norfolk County House of Correction

MCI Shirley

Souza-Baranowski Correctional Center

Boston Pre-Release Center

DPH, -- plan of
corrections.
SD2647

Suffolk County Jail (received May 9, 2018).

Report.

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:

Berkshire County Jail and House of Correction

MCI Norfolk

Franklin County Jail and House of Correction

Essex County Correctional Facility (received May 9, 2018),-- **was placed on file.**

DPH, -- facility inspections.
SD2648

Reports of Committees.

By Mr. Lewis, for the committee on Public Health, on Senate, Nos. 1238 and 1245, an Order relative to authorizing the joint committee on Public Health to make an investigation and study of certain current Senate documents relative to public health issues (Senate, No. 2517);

Public Health committee,-- study.

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

By Mr. Lewis, for the committee on Public Health, on petition, a Bill relative to the sustainability of public health dental hygienists through adequate reimbursements (Senate, No. 1165); and

Dental hygienists,-- reimbursements.

By the same Senator, for the same committee, on petition, a Bill relative to dentistry licensure examinations (Senate, No. 1166);

Dentists,-- licensing exams.

Severally referred, under Joint Rule 1E, to the committee on Health Care Financing.

By Ms. Spilka, for the committee on Ways and Means, that the House Bill making appropriations for the fiscal year 2019 for the maintenance of the departments, boards, commissions, institutions and certain activities of the Commonwealth, for interest, sinking fund and serial bond requirements and for certain permanent improvements (House, No. 4401),-- ought to pass, with an amendment striking out all after the enacting clause and inserting in place thereof the text of Senate document numbered 4.

General appropriation bill.

[Estimated cost --

Direct Appropriation: \$40,794,011,005

Retained Revenue Authorization: \$624,070,891

Total: \$41,418,081,896];

Pursuant to an order previously adopted, the bill was placed in the Orders of the Day for Tuesday, May 22, 2018, for a second reading with the amendment pending.

PAPERS FROM THE HOUSE

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

Petition (accompanied by bill, House, No. 4482) of Solomon Goldstein-Rose and Stanley C. Rosenberg (by vote of the town) that the city known as the town of Amherst be authorized to hold a special election on November 6, 2018;

Amherst,-- special election.

To the committee on Election Laws.

Petition (accompanied by bill, House, No. 4483) of Paul W. Mark and Stanley C. Rosenberg (with the approval of the mayor and city council) relative to the charter of the city known as the town of Greenfield;

Greenfield,-- charter.

To the committee on Municipalities and Regional Government.

Reports

Of the committee on Public Health, asking to be discharged from further consideration

Of the petition (accompanied by bill, House, No. 2434) of Paul Brodeur, Paul McMurtry and others relative to telehealth services;

Telehealth services.

Of the petition (accompanied by bill, House, No. 2459) Denise C. Garlick and others relative to access to urgent and retail care;

Urgent and retail care.

Of the petition (accompanied by bill, House, No. 2470) of Ronald Mariano for legislation to further define the term "surgery";

Surgery,-- define.

And recommending that the same severally be referred to the committee on Health Care Financing.

Were severally considered forthwith, under Senate Rule 36, and accepted, in concurrence.

Report of the committee on Public Health, asking to be discharged from further consideration of the petition (accompanied by bill, House, No. 2473) of Sarah K. Peake and others for an investigation by a special commission (including members of the General Court) relative to the health impacts from land based wind turbines,-- and recommending that the same be referred to the committee on House Ways and Means,-- **was considered forthwith, under Senate Rule 36, and accepted, in concurrence, in so much as relates to the discharge of the joint committee.**

Wind turbines,-- health impacts.

Resolutions.

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

Resolutions (filed by Mr. deMacedo) "commending the Plymouth Fragment Society on its two hundredth anniversary";

Plymouth Fragment Society.

Resolutions (filed by Mr. Humason) "congratulating Richard Woodger on his retirement";

Richard Woodger.

Resolutions (filed by Mr. Pacheco) "congratulating Kyle Jacob Hackett of the town of Bridgewater on his elevation to the rank of Eagle Scout";

Kyle Jacob Hackett.

Resolutions (filed by Mr. Pacheco) "congratulating William Francis Sullivan of the town of Bridgewater on his elevation to the rank of Eagle Scout";

William Francis Sullivan.

Resolutions (filed by Mr. Ross) "congratulating John Philip Norgren of the town of Norfolk on his elevation to the rank of Eagle Scout";

John Philip Norgren.

Resolutions (filed by Mr. Ross) "congratulating Brooks Robert O'Neil of the town of Norfolk on his elevation to the rank of Eagle Scout"; and

Brooks Robert O'Neil.

Resolutions (filed by Mr. Ross) "congratulating Nicholas F. Simmons of the town of Norfolk on his elevation to the rank of Eagle Scout."

Nicholas F. Simmons.

Reports of Committees.

By Mr. Montigny, for the committees on Rules of the two branches, acting concurrently, that the Senate Order relative to granting the committee on the

Transportation,-- extension order.

Transportation until June 15, 2018, within which time to make its final report on Senate document numbered 2410 (Senate, No. 2518),-- ought to be adopted.

There being no objection, the rules were suspended, on motion of Mr. Pacheco, and, after remarks, was adopted.

Sent to the House for concurrence.

Mr. Montigny, for the committee on Rules, reported that the following matter be placed in the Orders of the Day for the next session:

The Senate Bill relative to the Massachusetts Commission Against Discrimination (Senate, No. 1715).

MCAD,--
membership.

There being no objection, the rules were suspended, on motion of Mr. Tran, and the bill was read a second time, ordered to a third reading, read a third time and passed to be engrossed, its title having been changed by the committee on Bills in the Third Reading to read as follows: "An Act requiring the inclusion of individuals who identify as gay, lesbian, bisexual, questioning or queer and as transgender on the advisory board to the Massachusetts Commission Against Discrimination".

Sent to the House for concurrence.

Mr. Montigny, for the committee on Rules, reported that the following matter be placed in the Orders of the Day for the next session:

The Senate Bill observing United States Navy Day (Senate, No. 1766) (the committee on Rules having recommended that the bill be amended by substituting a new draft entitled "An Act observing United States Navy Birthday Day" (Senate, No. 2519).

Unites States Navy
Day.

There being no objection, the rules were suspended, on motion of Ms. L'Italien, and the bill was read a second time and was amended, as recommended by the committee on Rules.

The bill (Senate, No. 2519) was then ordered to a third reading, read a third time and passed to be engrossed.

Sent to the House for concurrence.

Mr. Montigny, for the committee on Rules, reported that the following matter be placed in the Orders of the Day for the next session:

The Senate Bill to create the title of musician laureate of the Commonwealth of Massachusetts (Senate, No. 2225).

Musician laureate,--
create.

There being no objection, the rules were suspended, on motion of Mr. Montigny, and the bill was read a second time, ordered to a third reading, read a third time and passed to be engrossed, its title having been changed by the committee on Bills in the Third Reading to read as follows: "An Act creating the title of musician laureate of the commonwealth".

Sent to the House for concurrence.

Mr. Montigny, for the committee on Rules, reported that the following matter be placed in the Orders of the Day for the next session:

The House Bill relative to the annual observance of Massachusetts Women's Defense Corps Remembrance Day (House, No. 2658).

MA Women's
Defense Corps
Remembrance Day

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

PAPER FROM THE HOUSE

The House Bill establishing a sick leave bank for Stephanie Perez, an employee of the Trial Court (House, No. 4423, amended,-- on petition),-- was read.

Stephanie Perez,--
sick leave.

There being no objection, the rules were suspended, on motion of Mr. Boncore, and the bill was read a second time and ordered to a third reading.

Orders of the Day.

The Orders of the Day were considered as follows:

Bills

Establishing an East Bridgewater Sewer District (Senate, No. 2423);

Second reading bills.

Regarding transfer of retained earnings surplus in the town of Clinton (Senate, No. 2478); and

Regarding snow and ice removal, and repair of private ways in the town of Clinton (Senate, No. 2479).

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

At nine minutes before twelve o'clock noon, Mr. Tarr doubted the presence of a quorum; but a quorum was deemed present.

Quorum.

Communication.

The Clerk read the following communication from the Secretary of the Commonwealth, to wit:

*The Commonwealth of Massachusetts
Secretary of the Commonwealth
State House, Boston, Massachusetts*

May 9, 2018

Secretary of the
Commonwealth,--
return of votes.

To the Honorable Senate:

I have the honor to lay before you the returns of votes cast at the special election held in this Commonwealth on the first day of May, 2018, for Senator in the General Court First Suffolk District, together with schedules showing the number of ballots which appear to have been cast for each person voted for.

These returns have been duly canvassed by the Governor and Council, and are now transmitted for examination by the Senate, as required by the Constitution.

Very truly yours,
WILLIAM FRANCIS GALVIN
Secretary of the Commonwealth

FOR STATE SENATOR IN GENERAL COURT
FIRST SUFFOLK SENATORIAL DISTRICT

(to fill vacancy)

Nick Collins of Boston (Democratic)	has4,065 votes
Althea Gibson of Boston (Independent Progressive)	has 409 "
Donald Osgood, Sr. (Independent)	has160 "
All others	 83 "
Blanks	 9 "
Total Votes Cast	 4,726 "

Order Adopted.

On motion of Mr. Brownsberger,--

Ordered, That the returns of votes for Senator to fill a vacancy in the First Suffolk district be referred to a special committee to canvass the votes.

Canvassing of votes.

Senators Chang-Díaz, Boncore, Friedman, O'Connor and Tran were appointed the committee.

Subsequently, Ms. Chang-Díaz, for the committee, reported, that from an examination of the returns, it appears the Honorable Nick Collins had been duly elected to the First Suffolk district.

Remarks of Senator Nick Collins.

Thank you Madame President for that kind introduction. And thank you also to the entire membership for your warm welcome yesterday at caucus. The Democrats, that is.

Remarks of Senator Nick Collins.

I'm incredibly proud and humbled to be here with you, serving as a member of the Senate.

As a former member of the House, like some of you, and as the son of a former member, I really enjoyed my time in the House and believe it has prepared me to serve in this august body ably.

I wouldn't be here without the support of many- my family, particularly my wife Olivia who couldn't be here today and our new baby Justine. My parents, siblings, aunts, uncles, cousins, my campaign team, supporters, my staff, past and present and the good people of South Boston, Dorchester, Mattapan and Hyde Park.

I want to recognize and thank my predecessors who came before me- Senator Forry, former Senator Hart and Congressman Lynch for their support and precious stewardship of this office.

Also, I want to recognize some great friends and supporters who have joined us today and without whom I wouldn't be here. Former Mayor and Ambassador Ray Flynn, former State Rep, my dad, Jim Collins, former City Councilor Bill Linehan, Clerks Maura Doyle and Mike Donovan, City Councilors: Frank Baker, Annissa Essaibi George, Ed Flynn, Michelle Wu, Tim McCarthy and Michael Flaherty, Representative Evandro Carvalho, President of Boston Fire Fighters Local 718 Rich Paris and President of the Professional Fire Fighters of Massachusetts Rich McKinnon.

Thank you for all your leadership and support. I am grateful for the opportunity to serve as a member of the Senate and look forward to working with all of you as we seek to make the Commonwealth of Massachusetts a better place.

Thank you and God Bless.

On motion of Mr. Tarr, the above remarks were ordered printed in the Journal of the Senate.

Ordered printed.

Seat Assignment.

The President announced the assignment of Senator Collins to seat number 32. Senator Collins was escorted to his seat by Senators Welch and Hinds.

Seat assignment.

Recess.

There being no objection, at a quarter past twelve o'clock noon, the President declared a recess subject to the call of the Chair; and, at six minutes before two o'clock P.M., the Senate reassembled, the President in the Chair.

Recess.

At five minutes before two o'clock P.M., Mr. Brady doubted the presence of a quorum. The President, having determined that a quorum was not in attendance, then directed the Sergeant-at-Arms to secure the presence of a quorum.

Quorum.

Subsequently, at three minutes before two o'clock P.M., a quorum was declared present.

Orders of the Day.

Mr. Pacheco in the Chair, the Orders of the Day were further considered as follows:

The Senate Bill modernizing the foundation budget for the 21st century (Senate, No. 2325),-- was read a second time.

Foundation budget.

Remarks of Senator Dean A. Tran.

Well, thank you Madam President and thank you for this opportunity to address my esteemed colleagues. I should add you look wonderful today, Madam President. Many of our colleagues do not know that you and I have something in common, that is, by way of the great little town called Clinton. I called it my first real home after emigrating to the United States and it is located in both of our districts. Further, thank you, Madam President, for your professionalism, leadership, and friendship since I've joined the Senate.

Remarks of Senator
Dean A. Tran.

Madam President, I would also like to recognize the friendships I have made on both sides of the aisle. My colleagues have been tremendously helpful, yet, I still have not been able to get my hair to be like Senator Rush from Norfolk and Suffolk. I am especially grateful for the mentorship of the Senator from First Essex and Middlesex, Senator Tarr. I aspire to be as funny as he is behind this podium.

Madam President, I would like to tell a story of a little boy who was born in a war-torn, impoverished country, where his father served in the army fighting for freedom while his mother kept him and his siblings safe. When their country fell to communism, his family spent every penny in their possession and struggled to get him and his five siblings onto a wooden boat in search of freedom. That search led them to the town of Clinton and that freedom led to a great education. Through hard work, that little boy became the first Vietnamese-American elected to the Massachusetts State Legislature.

Immigrating to the greatest country in the world at a young age, allowed me to acquire the best education possible. My exceptional public education came from Clinton and Fitchburg. Those experiences gave me the necessary knowledge and tools that paved a path to Brandeis University and a successful private sector career. I have truly lived the American Dream. Now, I'm in a position to ensure that these opportunities are available for generations to come.

Madam President, we must not forget, that a great education in this amazing country is the guiding light to fulfill the American Dream. We, as a body, must acknowledge that a good education from Pre-K through college should be affordable and accessible to everyone. It is our responsibility, in our decision making, that we responsibly fund the education systems under our purview to ensure that they translate to strong outcomes for all of our children. They are our

future.

How important is a good education? It is important enough for me to spend my maiden speech discussing it. The current funding formula under the Chapter 70 foundation budget is archaic, and it is time for our body to institute the necessary changes recommended by the Foundation Budget Review Commission. Our children deserve the best. They are born into a country with endless opportunity and infinite potential, but we need to provide the guiding light to lead them there.

Madam President, I know what it is like to be born in a country where students aren't given the freedom and the right to a good education and I know what it is like to have children in public schools. This is personal.

So today, on behalf of all the educators, parents, and students, I humbly ask my colleagues to join me in thanking the Senator from Second Suffolk, Senator Chang-Díaz for her work and voting in the affirmative to modernize the foundation budget for the 21st century. Thank you, Madam President, and I would like to ask that when the vote is called it be called by a vote of the yeas and nays.

On motion of the Ms. Chang-Díaz, the above communication was ordered printed in the Journal of the Senate.

The President in the Chair prior to the remarks of Mr. Tran, after further 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. 2506), and pending the main question on ordering the bill to a third reading, Messrs. Tarr, Ross and Fattman moved that the proposed new draft be amended by inserting after section _ the following section:-

“SECTION_ . Chapter 10 of the General Laws is hereby amended by inserting after section 35DDD the following section:-

Section 35EEE. Learning Innovation for Tomorrow Fund

Section 35EEE. There shall be established and set upon the books of the commonwealth a separate fund to be known as the Learning Innovation for Tomorrow (LIFT) fund, whose purpose shall be to finance the development and implementation of innovation in the public education of students throughout the commonwealth, without regard or preference to any particular geographic location or region of the commonwealth.

Amounts shall be credited to the fund pursuant to clause (i), (ii) and (iii) of this section, provided that the fund may be supplemented through appropriation from the general fund or other available sources including but not limited to any interest earned on monies in the fund; any funds from private sources including, but not limited to, gifts, grants and donations received by the commonwealth that are specifically designated to be credited to the fund, provided further that expenditure from the fund shall be made pursuant to a specific line item created to distribute funding by the Department of elementary, and secondary education.

Funds may be expended from the fund for the following purposes:

(1) To fund the recommendations of the Foundation Budget review commission as established under section 4 of chapter 70 in accordance with the implementation schedule established under section 1 of this act

In promulgating regulations to administer the fund, the department shall establish and monitor measurable benchmarks for progress and accomplishment, and shall report annually to the clerks of the house and senate, the house and senate committees on ways and means, the joint committee on education, and the secretary of education not later than December 31 of each year on the impacts of

6

fund spending.”;

By inserting after section __ the following section:-

“SECTION __.(i). Section 64 of chapter 23k of the general laws as appearing in the 2014 official edition is hereby amended by striking out from line 6-12 the following:- ‘provided, however that 35 per cent of the funds received shall be appropriated for the purposes of higher education to supplement, not offset, any reduction in the general appropriation act from the previous fiscal year; and provided further, that any expenditures from the fund for K-12 education shall be used to supplement, and not offset, any reduction in line item 7061-0008 of the general appropriation act from the previous fiscal year’s general appropriation act’ and inserting in place thereof the following:- ‘provided, however, that 40 per cent of the funds received shall be appropriated for the purposes of higher education and provided further, that 60 per cent of the funds received shall be appropriated to the learning education for tomorrow fund as establish under this act’.

(ii). Section 10 of chapter 152 of the acts of 1997 are hereby amended by inserting in at the end of sub clause (iii) in clause (C) the following:- (iv) Not less than twenty million plus fifty per cent of surplus over required debt service to the learning education for tomorrow fund as establish under this act.

(iii). Notwithstanding any general or special law to the contrary, prior to transferring the consolidated net surplus in the budgetary funds to the Commonwealth Stabilization Fund under section 5C of chapter 29 of the General Laws, the comptroller shall dispose of the consolidated net surplus in the budgetary funds as follows: (1) transfer 1/3 of the surplus, not to exceed \$10,000,000, to the Massachusetts Community Preservation Trust Fund established in section 9 of chapter 44B of the General Laws; (ii) transfer 1/3 of the surplus, not to exceed \$10,000,000, to the Massachusetts Life Sciences Investment Fund established in section 6 of the chapter 23I of the General Laws; and (iii) transfer 1/3 of the surplus, not to exceed \$10,000,000 to the learning innovation for tomorrow fund established under this act.”; and

By inserting after section __, the following section:-

“SECTION __. Chapter 195 of the acts of 2014 are hereby repealed.”

After remarks, the amendment was *rejected*.

Messrs. Tarr and Ross moved that the proposed new draft be amended by inserting after section 1 the following section:-

“SECTION 1A. Chapter 70 of the General Laws, as appearing in the 2016 Official Edition, is hereby amended by striking section 4 and inserting in place thereof the following section:-

Section 4. There shall be a foundation budget review commission to review, every 5 years, the way foundation budgets are calculated and to make recommendations for potential changes in those calculations, as the commission deems appropriate. In conducting the review, the commission shall seek to determine the educational programs and services that are necessary to achieve the commonwealth’s educational goals and to prepare students to achieve passing scores on the Massachusetts Comprehensive Assessment System examination or any successor assessment as determined by the board. The review shall include, but not be limited to, the components of the foundation budget established under section 3 and subsequent changes made to the foundation budget by law. In addition, the commission shall seek to determine and recommend measures to promote the adoption of ways in which resources can be most effectively utilized and consider various models of efficient and effective resource allocation. In carrying out the review, the commissioner of elementary and secondary education

1

shall provide to the commission any data or information that the commissioner considers relevant to the commission's charge.

The commission shall include: the house and senate chairs of the joint committee on education, who shall serve as co-chairs; the secretary of education; the commissioner of elementary and secondary education; the commissioner of early education and care; the speaker of the house of representatives or a designee; the president of the senate or a designee; the minority leader of the house of representatives or a designee; the minority leader of the senate or a designee; the governor or a designee; the chair of the house committee on ways and means or a designee; the chair of the senate committee on ways and means or a designee; and 1 member to be appointed by each of the following organizations: the Massachusetts Municipal Association, Inc.; the Massachusetts Business Alliance for Education, Inc.; the Massachusetts Association of School Committees, Inc.; the Massachusetts Association of School Superintendents, Inc.; the Massachusetts Teachers Association; the American Federation of Teachers Massachusetts; the Massachusetts Association of Vocational Administrators, Inc.; the Massachusetts Association of Regional Schools, Inc.; and the Massachusetts Association of School Business Officials. Members shall not receive compensation for their services but may receive reimbursement for the reasonable expenses incurred in carrying out their responsibilities as members of the commission. The commissioner of elementary and secondary education shall furnish reasonable staff and other support for the work of the commission. Prior to issuing its recommendations, the commission shall conduct not less than 4 public hearings across regions of the commonwealth.

It shall not constitute a violation of chapter 268A for a state employee or a person employed by a school district to serve on the commission or to participate in commission deliberations that may have a financial impact on the district employing that person, the commonwealth, or the rate at which that person may be compensated; provided, however, that the commission may establish procedures to ensure that such a person shall not participate in commission deliberations that may directly affect the school districts employing such a person or that may directly affect the rate at which such a person is compensated.”; and by inserting after section 2 the following section:-

SECTION 3. Section 1A shall take effect upon the adoption of the joint resolution affirming that the recommendations of the commission have been fulfilled, as provided in subsection (b) of section 5B½ of chapter 29 of the General Laws.”

After remarks, the question on adoption of the amendment was determined by a call of the yeas and nays at four minutes past four o'clock P.M., on motion of Mr. Tarr, as follows, to wit (yeas 38 – nays 0) **[Yeas and Nays No. 377]:**

YEAS.

Barrett, Michael J.
Boncore, Joseph A.
Brady, Michael D.
Brownsberger, William N.
Chandler, Harriette L.
Chang-Diaz, Sonia
Collins, Nick
Creem, Cynthia Stone
Crighton, Brendan P.

Jehlen, Patricia D.
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.

Cyr, Julian
deMacedo, Viriato M.
DiDomenico, Sal N.
Eldridge, James B.
Fattman, Ryan C.
Feeney, Paul R.
Friedman, Cindy F.
Gobi, Anne M.
Hinds, Adam G.
Humason, Donald F., Jr.

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.
Tran, Dean A.
Welch, James T. – **38.**

NAYS – 0.

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

Ms. Spilka moved that the proposed new draft be amended by striking out, in section 1, in line 44, the words “low-income students” and inserting in place thereof the following words:- “students with a family income of more than 185 per cent of the federal poverty level”.

The amendment was adopted.

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

The bill (Senate, No. 2506, 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 ten minutes past four o'clock P.M., on motion of Mr. Tran, as follows, to wit (yeas 38 – nays 0) **[Yeas and Nays No. 378]:**

YEAS.

Barrett, Michael J.
Boncore, Joseph A.
Brady, Michael D.
Brownsberger, William N.
Chandler, Harriette L.
Chang-Diaz, Sonia
Collins, Nick
Creem, Cynthia Stone
Crighton, Brendan P.
Cyr, Julian
deMacedo, Viriato M.
DiDomenico, Sal N.
Eldridge, James B.
Fattman, Ryan C.
Feeney, Paul R.
Friedman, Cindy F.
Gobi, Anne M.
Hinds, Adam G.
Humason, Donald F., Jr.

Jehlen, Patricia D.
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.
Ross, Richard J.
Rush, Michael F.
Spilka, Karen E.
Tarr, Bruce E.
Timilty, Walter F.
Tran, Dean A.
Welch, James T. – **38.**

NAYS – 0.

The yeas and nays having been completed at twelve minutes past four o'clock P.M., the bill was passed to be engrossed. [For text of Senate Bill, printed as amended, see Senate, No. 2525].

Sent to the House for concurrence.

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 Representative Chris Walsh of Framingham.

Moment of silence.

Order Adopted.

On motion of Mr. Barrett,--

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.

Adjourn In Memory of Representative Chris Walsh

The Senator from Middlesex and Norfolk, Ms. Spilka, moved that when the Senate adjourns today, it adjourn in memory of Representative Chris Walsh of Framingham.

On May 2, 2018, Chris Walsh died peacefully after a long battle with cancer. He was dearly loved by his wife, Cindy, his two children, and his colleagues, friends and community. During his battle with his illness, he always remained positive and maintained an unrelenting commitment to his constituents. He will be remembered for, among other things, his wit, intellect and perseverance.

Chris worked his way through college at the Rhode Island School of Design, and had a long, successful career as an architect and designer. Walsh's enthusiasm for his community inspired his political pursuits. Walsh was elected to Town Meeting in 1992, then served as a Framingham Public Library trustee and member of the board of Amazing Things Arts Center. In 2012, he was elected to the Massachusetts House of Representatives, where he continued to serve until his passing. Hard work, passion, and a unique perspective characterized his life's work. Chris dedicated his life to proudly serving his community of Framingham.

Chris was a thoughtful, funny and generous man who left a lasting impression on everyone he met. His kindness and friendly smile will be sorely missed by his family, friends and colleagues.

Representative Walsh brought people together in support, love and kindness. His impact on those who were privileged to know him, as well as his many contributions to Framingham and the Commonwealth, will live on.

Accordingly, as a mark of respect in memory of Representative Chris Walsh, at seventeen minutes past four o'clock P.M., on motion of Mr. Boncore, the Senate adjourned to meet again on Monday next at eleven o'clock A.M.