

The Commonwealth of Massachusetts

JOURNAL OF THE SENATE.



MONDAY, JUNE 18, 2018

[59]

JOURNAL OF THE SENATE.

Monday, June 18, 2018.

Met at thirteen 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.

Report.

Report of the Executive Office of Housing and Economic Development (pursuant to Section 63(g) of Chapter 23A of the General Laws) submitting the 2017 MassWorks Infrastructure Program Annual Report (received June 14, 2018.), -- **was placed on file.**

EOHED,--
MassWorks annual
report.
SD2687

Petitions.

Petitions were severally presented and referred, as follows:

By Mr. Collins, a petition (accompanied by bill, Senate, No. 2561) of Nick Collins (with approval of the mayor and city council) for legislation to provide for concurrent jurisdiction at certain Massachusetts Port Authority properties [Local approval received];

MA Port Authority,--
jurisdiction.

Referred, under Senate Rule 20, to the committee on Export Development.

By Mr. Moore, a petition (accompanied by bill, Senate, No. 2563) of Michael O. Moore and Paul K. Frost for legislation relative to marijuana-related revenue in the town of Millbury [Local approval received];

Millbury,--
marijuana revenue.

Referred, under Senate Rule 20, to the committee on Municipalities and Regional Government.

Severally sent to the House for concurrence.

PAPERS FROM THE HOUSE.

Petitions were severally referred, in concurrence, as follows:

Petition (accompanied by bill, House, No. 4618) of James K. Hawkins and Elizabeth A. Poirier (with the approval of the mayor and city council) relative to polling places in the city of Attleboro;

Attleboro,-- polling
places.

To the committee on Election Laws.

Petition (accompanied by bill, House, N. 4619) of Timothy R. Whelan and Sarah K. Peake (by vote of the town) relative to the affordable housing trust fund of the town of Brewster;

Brewster,--
affordable housing.

To the committee on Housing.

Petition (accompanied by bill, House, No. 4607) of Josh S. Cutler and Viriato M. deMacedo (by vote of the town) that the town of Pembroke be authorized to establish a town manager form of government; and

Pembroke,-- town
manager.

Petition (accompanied by bill, House, No. 4620) of Leonard Mirra and Bruce E. Tarr (by vote of the town) that the town of Groveland be authorized to establish an

Groveland,--
highway

appointed highway superintendent in said town;

Severally, to the committee on Municipalities and Regional Government.

Petition (accompanied by bill, House, No. 4608) of Daniel J. Hunt (with the approval of the mayor and city council) that the city of Boston Police Department be authorized to waive the maximum age requirement for police officers for Hugh Trong Ngo;

To the committee on Public Service.

Petition (accompanied by bill, House, No. 4609) of Sarah K. Peake and Julian Cyr (by vote of the town) that the town of Chatham be authorized to establish an additional excise tax on real property in said town to fund the other post-employment benefits liability trust fund of said town;

To the committee on Revenue.

A Bill authorizing the transfer of care and control of certain parcels of land in the town of Middleborough from the Department of Correction to the Department of Fish and Game (House, No. 4261,-- on House, No. 3850),-- **was read and, under Senate Rule 27, referred to the committee on Ways and Means.**

A Bill authorizing the town of Hopkinton to establish a means-tested senior citizen property tax exemption (House, No. 4389,-- on House, No. 4258) [Local approval received on House, No. 4258],-- **was read and, under Senate Rule 26, placed in the Orders of the Day for the next session.**

Report of the committee on Health Care Financing asking to be discharged from further consideration

Of the Senate Bill relative to the promotion of mental health education in Massachusetts high schools (Senate, No. 2112); and

Of the House Bill relative to future public retiree healthcare benefits (House, no. 2567);

And recommending that the same severally be referred to the committee on House Ways and Means

Were severally considered forthwith, under Senate Rule 36, and accepted, in concurrence in so much as relates to the discharge of the joint committee

Emergency Preamble Adopted.

An engrossed Bill establishing a sick leave bank for Gloria Phillips, an employee of the Department of Industrial Accidents (see House, No. 4336, 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.

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

superintendent.

Boston,-- Hugh
Trong Ngo.

Chatham,-- excise
tax.

Middleborough,--
land.

Hopkinton,--
property tax.

Mental health
education,--
promotion.
Healthcare benefits,--
retirees.

Gloria Phillips,-- sick
leave.

Resolutions.

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

Resolutions (filed by (Ms. L'Italien) "recognizing June 15, 2018 as World Elder Abuse Awareness Day."

World Elder Abuse
Awareness Day.

Communications.

The Clerk read the following communication:

The Commonwealth of Massachusetts
MASSACHUSETTS SENATE
Office of the Majority Leader

June 15, 2018

William Welch, *Clerk*
Massachusetts State Senate
State House, Room 334
Boston, MA 02133

Senator Cynthia
Stone Creem,—
absence from
Chamber.

Dear Mr. Clerk:

Due to a prior commitment, I was absent from the Chamber on Thursday, June 14, 2018 after 6:30 pm. Had I been present, I would have voted in the following manner on these Roll Calls on Senate Bill No. 2545, An Act to Promote a Clean Energy Future:

- 423: Yes, on Amendment 43, Fair Access to Solar
- 424: Yes, on Amendment 44, Global Warming Solutions Act
- 425: Yes, on Engrossment of S.2545

I respectfully request that a copy of this letter be printed in the Senate Journal as part of the official records for June 14, 2018. Thank you in advance for your attention to this important matter.

Sincerely,
CYNTHIA S. CREEM
State Senator

On motion of Mr. Ross, the above communication was ordered printed in the Journal of the Senate.

Ordered printed.

The Clerk read the following communication:

The Commonwealth of Massachusetts
MASSACHUSETTS SENATE

June 15, 2018

The Honorable William Welch
Clerk of the Senate
Massachusetts Senate

Senator Sonia Chang-
Diaz,—absence from
Chamber.

State House, Room 335
Boston, MA 02133

Dear Mr. Clerk:

I was absent from the Senate chamber when the final roll call was taken to engross **S.2545, *An Act to promote a clean energy future***, on Thursday, June 14, 2018 due to a speaking engagement I had committed to in the district. I respectfully request to add the following statement to the records of the Senate:

I would like to call to the attention of the Senate that I was unable to be present for the final roll call vote to engross S.2545, *An Act to promote a clean energy future*, on Thursday, June 14, 2018, due to a commitment in the district. Had I been present, I would have voted in the affirmative.

Thank you very much for your assistance. Please do not hesitate to contact me if I can provide any additional information.

Sincerely,
CINDY F. FRIEDMAN
Fourth Middlesex

On motion of Mr. Ross, the above communication was ordered printed in the Journal of the Senate.

Ordered printed.

Report of a Committee.

By Ms. Spilka, for the committee on Ways and Means, that the Senate Bill relative to gender identity on Massachusetts identification (Senate, No. 2377),-- ought to pass, with an amendment substituting a new draft with the same title (Senate, No. 2562) (also based on House, No. 4499) (Senator Humason dissenting).

Identification,--
gender identity.

There being no objection, on motion of Mr. Ross, the matter was placed in the Orders of the Day for immediate consideration for Thursday, June 21, for a second reading, with the amendment pending.

PAPER FROM THE HOUSE.

A petition (accompanied by bill, House, No. 4626) of Susannah M. Whipps that the commissioner of Capital Asset Management and Maintenance be authorizes to convey an easement over a certain parcel of land in the town of New Salem,-- **was referred in concurrence, under suspension of Joint Rule 12, to the committee on State Administration and Regulatory Oversight.**

New Salem,-- land.

Order Adopted.

On motion of Mr. Ross,--

Ordered, That when the Senate adjourns today, it adjourn to meet again tomorrow 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 Chair (Mr. Boncore), the members, guests and staff stood in a moment of silence and reflection to the memory of Edith Demerise (Chalifour)

Moment of Silence.

Hoar.

Adjourn In Memory of Edith Demerise (Chalifour) Hoar.

The Senator from Essex, Ms. Lovely, presented a request that when the Senate adjourns today, it adjourn in memory of Edith Demerise (Chalifour) Hoar of Salem.

Edith Demerise (Chalifour) Hoar, 91, of Salem passed away peacefully with family by her side on September 16, 2017. Edith was predeceased by her loving husband Attorney David S. Hoar. She was the daughter of the late Albert and Denaige (Blanchette) Chalifour of North Salem.

A lifelong resident of Salem, Edith worked at the family owned North Street Arena which stood where the current North Street overpass is today. Edith attended Salem High School, Class of 1943. An accomplished piano player and dancer, she was truly the “Belle of North Street”. As a young lady, Edith worked at General Electric and also for a time as a telephone operator at New England Telephone. Along with raising her seven children, Edith enjoyed oil painting, gardening, playing golf and going to the beach, most notably at Osgood Park where she lived for 68 years, as well as her beloved Devereaux Beach in Marblehead where she met her husband. Edith was a long-time volunteer and participant in the Salem Garden Club. She also volunteered at Salem Hospital, working in the gift shop in her later years.

Edith was a kind, nurturing, devoted and loving mother to her seven children and their spouses, Cynthia Whitten, Colleen Scaparotti and her husband Richard, Steve Hoar, Connie Hoar, Nancy Pinto and her husband Steve, Jack Hoar and his wife Linda, and Mary Smith and her husband Jeff. Edith is also survived by her grandchildren with their spouses Tyson and Beth Whitten, Seth and Jessica Whitten, Lauren and Julia Scaparotti, David Hoar III, Michael Pinto, David, Kerrin and Reagan O'Neill and Shane Smith. Edith is also survived by her great grandchildren Hugh, Chet, Brynn and Graham Whitten. She is predeceased by her brothers Raymond, Donald and Robert Chalifour, as well as her son-in-law Randy Whitten.

Accordingly, as a mark of respect in memory of Edith Demerise (Chalifour) Hoar, at twenty-two minutes past eleven o'clock A.M., on motion of Mr. Boncore, the Senate adjourned to meet again tomorrow at eleven o'clock A.M.