

The Commonwealth of Massachusetts

JOURNAL OF THE SENATE.



MONDAY, JULY 2, 2018

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Monday, July 2, 2018.

Met at fourteen minutes before twelve o'clock noon (Mr. Humason in the Chair).

Communications.

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

Communications from the Honorable Harriette L. Chandler, President of the Senate, announcing the appointments (pursuant to Chapter 69 of the Acts of 2003) of Senators Michael O. Moore and Ryan C. Fattman to the Madeline Amy Sweeney Award for Civilian Bravery nominating committee;

Madeline Amy Sweeney Award,-- selection committee.

Communication from the Department of Elementary and Secondary Education (pursuant to line item 7010-0012 of Chapter 47 of the Acts of 2017) submitting its 2017 METCO program report (received June 28, 2018);

DESE, -- METCO program report. SD2707

Communication from the Department of Elementary and Secondary Education (pursuant to Chapter 46 of the Acts of 2015, line-item 7010-0050) submitting its FY18 Education Evaluation Grant Program Legislative Report (received June 28, 2018); and

DESE, -- FY18 Education Evaluation Grant Report. SD2708

Communication from the Office of the Comptroller (pursuant to Section 5H of Chapter 29 of the General Laws) submitting its FY2018 Capital Gains Tax Revenue/Transfer to Stabilization Fund (received June 28, 2018).

Comptroller, -- stabilization fund transfers. SD2709

Report.

Report of Department of Public Health (pursuant to Section 18 of Chapter 351 of the Acts of 2016) submitting its "Marijuana Baseline Health Study Report of Findings" (received June 29, 2018), -- was placed on file.

Public Health, -- Marijuana health study report. SD2710

Petitions.

Petitions were severally presented and referred, as follows:

By Mr. Humason, a petition (accompanied by bill, Senate, No. 2581) of Donald F. Humason, Jr. and John W. Scibak (with approval of the mayor and city council) for legislation to authorize the acquisition of easement interests for a pumping station in the city of Easthampton [Local approval received]; and

Easthampton,-- easement.

By Mr. Lesser, a petition (accompanied by bill, Senate, No. 2583) of Eric P. Lesser (by vote of the town) for legislation to authorize the town of Wilbraham to exchange a certain parcel of land held for conservation purposes [Local approval received];

Wilbraham,-- land exchange.

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

By Ms. Gobi, a petition (accompanied by bill, Senate, No. 2586) of Anne M. Gobi and Donald R. Berthiaume, Jr. (by vote of the town) for legislation to authorize the Town of Hardwick to continue the employment of fire chief Raymond Walker [Local approval received];

Hardwick,-- fire chief.

Under Senate Rule 20, to the committee on Public Service.

Severally sent to the House for concurrence.

PAPERS FROM THE HOUSE.

A petition (accompanied by bill, House, No. 4675) of Paul W. Mark (by vote of the town) that the town of Northfield be authorized to continue the employment of Floyd Dunnell, III, as a member of the fire department of said town,-- **was referred, in concurrence, to the committee on Public Service.**

Northfield,-- Floyd Dunnell, III.

A Bill authorizing the appointment of Special Police Officers in the town of Burlington (House, No. 4030, amended,-- on petition) [Local approval received],-- **was read and, under Senate Rule 26, placed in the Orders of the Day for the next session.**

Burlington,-- special police officers.

There being no objection, at thirteen minutes before twelve o'clock noon, the Chair (Mr. Humason) declared a recess, subject to the call of the Chair; and at six minutes past one o'clock P.M., the Senate reassembled, Mr. Collins in the Chair (having been appointed by the President, under authority conferred by Senate Rule 4, to perform the duties of the Chair).

Recess.

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

Pledge of allegiance.

Report 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 Paul W. Mark for legislation to establish a sick leave bank for Marco Adorno, an employee of the Massachusetts Department of Transportation.

Marco Adorno,-- sick leave. SD2702

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

Sent to the House for concurrence.

PAPERS FROM THE HOUSE

Emergency Preamble Adopted.

An engrossed Bill establishing a sick leave bank for Stephanie Perez, an employee of the Trial Court (see House, No. 4423, 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.

Robert McMahan,-- sick leave.

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

Engrossed Bills.

The following engrossed bills (all 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 Acting President (Mr. Collins) and laid before the Governor for his approbation, to wit:

Authorizing the town of Norfolk to convey certain land on Priscilla Avenue

Bills laid before the

(see House, No. 4148);

Governor.

Relative to certain affordable housing in the Jamaica Plain section of the city of Boston (see House, No. 4238);

Providing for recall elections in the town of Carlisle (see House, No. 4476); and Authorizing the appointment of special police officers in the city of Springfield (see House, No. 4478).

Order Adopted.

On motion of Mr. Humason,--

Ordered, That when the Senate adjourns today, it adjourn to meet again on Thursday 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. Collins), the members, guests and staff stood in a moment of silence and reflection to the memory of Joseph Carvalho Farias.

Moment of silence.

Adjourn In Memory of Joseph Carvalho Farias

The Senator from Worcester and Middlesex, Mr. Tran, presented a request that when the Senate adjourns today it do so in memory of Joseph Carvalho Farias.

Joseph Carvalho Farias died on June 21, 2018 at the age of 97 surrounded by his loving family. He was born on the 4th of July in Fall River to parents Joao and Ambrosina (Mello) Farias from San Miguel Island in the Azores, Portugal.

Joe enlisted in the Seabees in World War II serving in the 35th Battalion, Company C in the Pacific Islands. After the war, he graduated from Fitchburg State Teachers College with a Bachelors and Masters degree in Education and taught Industrial Arts for 28 years. Joe was awarded Professor Emeritus after his retirement. He was the first All-American Soccer Player from the college selected by the Intercollegiate Soccer Football Association of America, and in the first group of athletes inducted into the Fitchburg State Hall of Fame. Joe continued playing and coaching soccer after college for many years. Other passions were performing magic, flea markets, stamp collecting as a member of the Wachusett Philatelic Society, and spending time with family.

Joseph donated his body to the Anatomical Gift Program at the UMASS Memorial Medical Center where he died.

Joseph Carvalho Farias is survived by his wife Beverly Sherwin Farias who would have been married 66 years on June 30th; 7 children, and 15 grandchildren: Valerie and Tony Newton (Merissa, Jonathan, Benjamin); Colleen and Steve Meredith, (Neil, Scott, Paige, Tristan); Wendy and Michael Tyman, (Shaun, Devin, Meghan, Kelly, Cullen); Brian and Margaret Farias, (Thomas, Kimberly, Simon); Jacqui and David Chapin; Randy Farias; and Dana and Sarah Farias. Great-grandchildren are Ava Newton, Cole Meredith and Charles Farias. He was predeceased by his parents, sister Mary Medeiros and brother Manuel Farias.

Accordingly, as a mark of respect in memory of Joseph Carvalho Farias, at thirteen minutes past one o'clock P.M., on motion of Mr. Humason, the Senate adjourned to meet again on Thursday next at eleven o'clock A.M.

UNCORRECTED PROOF.