

The Commonwealth of Massachusetts

JOURNAL OF THE SENATE.



TUESDAY, SEPTEMBER 4, 2018.

JOURNAL OF THE SENATE.

Tuesday, September 4, 2018.

Met at three minutes past eleven o'clock A.M. (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).

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

Pledge of allegiance.

Communication.

Communication from the Honorable Bruce E. Tarr, Senate Minority Leader, announcing the appointment (pursuant to Section 78 of Chapter 154 of the Acts of 2018) of Mr. Robert Gore of Boxford, as his appointee to the Special Commission to review the hiring and promotion policies and practices of the State Police,-- **was placed on file.**

State Police policies and practices.

Report.

Report from the State Fatality Domestic Violence Review Team (pursuant to Section 4 of Chapter 260 of the Acts of 2014) submitting its 2017 annual report (received August 30, 2018),-- **was placed on file.**

EOPSS, -- domestic violence fatality report
SD2756

Communication.

The Clerk read the following communication:

The Commonwealth of Massachusetts
MASSACHUSETTS SENATE

July 31, 2018

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

Senator Sonia Chang-Diaz,-- absence from Chamber.

Dear Mr. Clerk:

On Wednesday, July 18, I was absent from the Chamber due to the funeral arrangements of a family member. Therefore, I was unable to be present for several roll calls. Had I been present, I would have voted as follows:

Roll Call #446, on passing H. 4516 to be engrossed: in the affirmative
Roll Call #447, on passing S. 2607 to be engrossed: in the affirmative
Roll Call #448, on adoption of Amendment #1 to H. 4546: in the affirmative
Roll Call #449, on adoption of Amendment #4 to H. 4546: in the affirmative
Roll Call #450, on adoption of Amendment #7 to H. 4546: in the affirmative
Roll Call #451, on passing H. 4546 to be engrossed: in the negative
Roll Call #452, on passing S. 2614 to be engrossed: in the affirmative
Roll Call #453, on concurring in the House amendment: in the affirmative

Roll Call #454, on passing S. 2606 to be engrossed: in the affirmative
Roll Call #455, on passing H. 4116 to be engrossed: in the affirmative
Roll Call #456, on passing S. 2599 to be engrossed: in the affirmative
Roll Call #457, on adoption of Amendment #1 to S. 2598: in the affirmative
Roll Call #458, on passing S. 2598 to be engrossed: in the affirmative
Roll Call #459, on passing S. 2610 to be engrossed: in the affirmative
Roll Call #460, on adoption of Amendment #26.1 to S. 2609: in the negative
Roll Call #461, on passing H. 4742 to be engrossed: in the affirmative

I respectfully request that this letter be printed in the Senate Journal as part of the official record. Thank you for your assistance in this matter.

Saludos,

SONIA CHANG-DÍAZ

Second Suffolk District

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

Ordered printed.

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 authorizing the acquisition of easement interests for a pumping station in the city of Easthampton (Senate, No. 2581),-- **was read a third time and passed to be engrossed.**

Easthampton,--
easement.

Sent to the House for concurrence.

The Senate Bill authorizing the city of Worcester to convey a certain parcel of land (Senate, No. 2629),-- **was read a second time, ordered to a third reading, read a third time and passed to be engrossed.**

Worcester,-- land
conveyance.

Sent to the House for concurrence.

The House Bill permitting the city of Revere to establish penalties and liens for water ordinance violations (House, No. 4458) (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.**

Revere,-- water
ordinance violations.

PAPERS FROM THE HOUSE.

A Bill authorizing the town of Brookline to grant 12 additional licenses for the sale of all alcoholic beverages to be drunk on the premises in certain target commercial areas (House, No. 4428, amended,-- on House, No. 4068) [Local approval received on House, No. 4068],-- was read.

Brookline,-- liquor
license.

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

A Bill repealing the act establishing the Nantucket Mosquito Control Project (House, No. 4644,-- on petition) [Local approval received],-- was read.

Nantucket Mosquito
Control Project.

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

A Bill authorizing the town of Foxborough to grant an additional license for the sale of all alcoholic beverages not to be consumed on the premises (House, No. 4768,-- on House, No. 4642) [Local approval received on House, No. 4642],-- was

Foxborough,-- liquor
license.

read.

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

A Bill establishing a sick leave bank for Julie A. Jennings, an employee of the Department of Mental Health (House, No. 4897,-- on petition),-- was read.

Julie A. Jennings,--
sick leave.

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

A petition (accompanied by bill, House, No. 4902) of Keiko M. Orrall and Marc R. Pacheco for legislation to establish a sick leave bank for Lori Convey, an employee of the Department of Correction,-- **was referred, in concurrence, under suspension of Joint Rule 12, to the committee on Public Service.**

Lori Convey,-- sick
leave.

Emergency Preambles Adopted.

An engrossed Bill establishing a sick leave bank for Daisy F. Bolden, an employee of the Teachers' Retirement Board (see House, No. 4448), 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.

Daisy F. Bolden,--
sick leave.

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

An engrossed Bill establishing a sick leave bank for David Palazzo, an employee of the Department of Developmental Services (see House, No. 4508), 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.

David Palazzo,--
sick leave.

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

An engrossed Bill establishing a sick leave bank for Keri Volk, an employee of the Department of Correction (see House, No. 4616), 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.

Keri Volk,--
sick leave.

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

Engrossed Bill.

An engrossed Bill authorizing the city of Newton to lease the John W. Weeks School (see House, No. 4262) (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. Collins) and**

Bill laid before the
Governor.

laid before the Governor for his approbation.

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.

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 Donald "Don" Palladino.

Moment of silence.

Adjourn In Memory of Donald "Don" Palladino.

The Senator from Cape and Islands, Mr. Cyr, moved that when the Senate adjourns today, it adjourn in memory of Donald "Don" Palladino of Wellfleet, a remarkable service member, volunteer, conservationist and father.

Don passed away peacefully on May 27, 2018 surrounded by his loving family. A Boston native, Don grew up in a military family and attended Winchester High School where he met his late wife, Martha Holleran. In 1958, he graduated from the U.S. Military Academy at West Point and then earned his PhD in civil engineering from the University of Illinois.

Don's distinguished military service included overseas tours of duty to Vietnam and South Korea, and engineering assignments with the Army Corps of Engineers. Don made innumerable contributions to large-scale projects, including dams, levees, and launch pads for the air and space program, many that helped shape the course of our nation's history. Don retired from the Army Corps of Engineers with the senior rank of brigadier general.

Following the military, Don channeled his profound sense of duty to work at Save the Children as its chief operating officer. After retiring from his second career in public service, Don and his wife moved to Wellfleet, where he quickly became involved in the community. He was appointed to the Wellfleet Zoning Board of Appeals and was made trustee of the Wellfleet Conservation Trust. His love of nature and his knowledge of environmental conservation led to his appointment as a board member of the Association to Preserve Cape Cod and his involvement with the Herring River Restoration Project.

As a leading advocate to restore the natural tidal flow to the Herring River, Don was instrumental in founding Friends of the Herring River and served as President of the organization. We remain forever grateful to Don for his tremendous efforts to protect the fragile and beautiful coastal environment of the Outer Cape.

Don is survived by his son, Carl, his daughters, Cara, Lisa, and Cori, and his seven grandchildren. May we all take a moment to reflect on his contributions, not only to Cape Cod, but also to our country, which will remain as positive memories of the goodness of Don Palladino's life.

Accordingly, as a mark of respect in memory of Don Palladino, at eleven 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.