

The Commonwealth of Massachusetts

JOURNAL OF THE SENATE.



THURSDAY, SEPTEMBER 13, 2018.

[91]

JOURNAL OF THE SENATE.

Thursday, September 13, 2018.

Met at seven minutes past eleven o'clock A.M. (Mr. Timilty 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. Timilty), members, guests and staff then recited the pledge of allegiance to the flag.

Pledge of allegiance.

Distinguished Guests.

There being no objection, the Chair (Mr. Timilty) handed the gavel to Mr. Fattman for the purpose of an introduction. Mr. Fattman then introduced, in the rear of the Chamber, Idaho State Senator Bob Nonini and his wife Cathy-Anne. Senator Nonini is the Vice Chair of the Senate Transportation Committee and is a member of the Senate Education Committee. He was also recognized for being known as the Godfather of STEM, which stands for Science, Technology, Education and Mathematics. The Senate welcomed them with applause, he signed the guest book on the Rostrum and they withdrew from the Chamber.

Idaho State Senator
Bob Nonini.

Communications.

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

Communication from the Office of the Comptroller (pursuant to Section 2TT of Chapter 29 of the General Laws) submitting the annual financial plan for the Liability Management and Reduction Fund (received September 10, 2018);

Comptroller,-- LMRF
financial plan.
SD2765

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

DPH,-- plans of
corrections.
SD2766

MCI Shirley

Western MA Women's Correctional Center

Western MA Recovery and Wellness Center

Norfolk County House of Correction

Pondville Correctional Center

Northeastern Correctional Center

MCI Framingham

MCI Norfolk

MCI Concord

MCI Cedar Junction

MASAC in Plymouth

Bristol County Jail

Barnstable County Correctional Facility

Middlesex County Jail and House of Corrections (received September 12, 2018); and

Communication from the Executive Office of Labor and Workforce Development (pursuant to Section 2RR of Chapter 29 of the General Laws) submitting its Workforce Training Fund Program (WTFP) Fiscal Year 2018 Annual

EOLWD,-- WTFP
annual report.
SD2767

Report (received August 30, 2018).

PAPERS FROM THE HOUSE.

A message from His Excellency the Governor recommending legislation to protect the Commonwealth from dangerous persons (House, No. 4903),-- **was referred, in concurrence, to the committee on the Judiciary.**

Dangerous persons.

A petition (accompanied by bill, House, No. 4905) of Linda Dean Campbell, Kathleen O'Connor Ives and Frank A. Moran (with the approval of the mayor and city council) relative to the school budget deficit in the city of Methuen,-- **was referred, in concurrence, to the committee on Municipalities and Regional Government.**

Methuen,-- school budget.

Resolutions.

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

Resolutions (filed by Messrs. Cyr and deMacedo) "commending the Association to Preserve Cape Cod on its fiftieth anniversary";

Association to Preserve Cape Cod.

Resolutions (filed by Mr. Ross) "congratulating Robert Warren Adam on his elevation to the rank of Eagle Scout";

Robert Warren Adam.

Resolutions (filed by Mr. Ross) "congratulating Zachary Sorel on his elevation to the rank of Eagle Scout";

Zachary Sorel.

Resolutions (filed by Messrs. Ross and Feeney) "congratulating Cameron Griswold on his elevation to the rank of Eagle Scout";

Cameron Griswold.

Resolutions (filed by Mr. Ross and Ms. Spilka) "congratulating Maxwell Ryan McGuire on his elevation to the rank of Eagle Scout";

Maxwell Ryan McGuire.

Resolutions (filed by Mr. Ross and Ms. Spilka) "congratulating Jared Oliver Winiker on his elevation to the rank of Eagle Scout";

Jared Oliver Winiker.

Resolutions (filed by Ms. Spilka) "honoring Stephanie A. Mercandetti on the dedication of the Stephanie Mercandetti bench and tree in the city of Framingham"; and

Stephanie A. Mercandetti.

Resolutions (filed by Ms. Spilka and Mr. Ross) "commending the Massachusetts School Administrators Association, Incorporated for its recognition of October 2018 as Principals Month."

MA School Administrators Association, Inc.

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 establishing a sick leave bank for Marco Adorno, an employee of the Massachusetts Department of Transportation (Senate, No. 2634),-- **was read a third time and passed to be engrossed.**

Marco Adorno,-- sick leave.

Sent to the House for concurrence.

The House Bill relative to the assessment of betterments for improvements to private ways in the town of Sandwich (House, No. 3711, amended),-- **was read a third time and passed to be engrossed, in concurrence.**

Sandwich,-- private ways.

The House Bill relative to accidental disability retirement for Jan Witkowski (House, No. 3790, amended),-- **was read a third time and passed to be engrossed, in concurrence.**

Jan Witkowski,-- retirement.

The House Bill authorizing the town of Whately to continue the employment of John Hannum (House, No. 4547),-- was read a third time.

John Hannum,--
employment.

Pending the question on passing the bill to be engrossed, Mr. DiDomenico moved that the bill be amended in section 1, by striking out, in line 6, the figure “70” and inserting in place thereof the following figure:- “69”.

The amendment was adopted.

The bill, as amended, was then passed to be engrossed, in concurrence, with the amendment.

Sent to the House for concurrence in the amendment.

The House Bill authorizing the town of Northfield to continue the employment of Floyd Dunnell, III (House, No. 4675),-- was read a third time.

Floyd Dunnell, III,--
employment.

Pending the question on passing the bill to be engrossed, Mr. DiDomenico moved that the bill be amended in section 1, by inserting after the word “capability”, in line 7, the following words:- “; and provided further, that no deductions shall be made from the regular compensation of Floyd Dunnell, III pursuant to chapter 32 of the General Laws for any service subsequent to August 13, 2018 and, upon retirement, Floyd Dunnell, III shall receive a superannuation retirement allowance equal to that which he would have been entitled had he retired on August 13, 2018”.

The amendment was adopted.

The bill, as amended, was then passed to be engrossed, in concurrence, with the amendment.

Sent to the House for concurrence in the amendment.

PAPERS FROM THE HOUSE

A Bill authorizing the town of Falmouth to continue the employment of police chief Edward Dunne (House, No. 4548,-- on petition) [Local approval received],-- was read.

Falmouth police
chief,-- employment.

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

A Bill relative to a real property exemption for disabled persons in the town of Westford (House, No. 4660,-- on House, No. 4559) [Local approval received on House, No. 4559],-- was read.

Westford,--property
exemption.

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

A Bill changing the membership of the representative town meeting of the town of Norwood (House, No. 4718,-- on petition) [Local approval received],-- was read.

Norwood,-- town
meeting.

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

A Bill relative to the disability retirement of public safety personnel in the city of Quincy (House, No. 4719,-- on petition) [Local approval received],-- was read.

Quincy,-- disability
retirement.

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

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

Petition (accompanied by bill, House, No. 4911) of Timothy R. Whelan for

Michael Tucker,--

legislation to establish a sick leave bank for Michael Tucker, an employee of the Department of State Police;

sick leave.

Under suspension of Joint Rule 12, to the committee on Public Service.

Petition (accompanied by bill, House, No. 4910) of Paul W. Mark relative to designating a certain bridge in the town of Dalton as the Specialist Mitchell K. Daehling memorial bridge;

Dalton,-- bridge designation.

Under suspension of Joint Rule 12, to the committee on Transportation.

Engrossed Bill.

An engrossed Bill authorizing the town of Sturbridge to issue an additional license for the sale of all alcoholic beverages not to be drunk on the premises (see Senate, No. 2507) (which originated in the Senate), **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. Timilty) and laid before the Governor for his approbation.**

Bill laid before the Governor.

Order Adopted.

On motion of Mr. Fattman,--

Ordered, That when the Senate adjourns today, it adjourn to meet again on Monday next at eleven o'clock A.M.

Time of meeting.

Moment of Silence.

At the request of the Chair (Mr. Timilty), the members, guests and staff stood in a moment of silence and reflection to the memory of Lance Corporal Ronald O. Valentin.

Moment of silence.

Adjourn In Memory of Lance Corporal Ronald O. Valentin

The Senator from Worcester and Middlesex, Mr. Tran, moved that when the Senate adjourns today, it adjourn in memory of Lance Corporal Ronald O. Valentin.

Lance Corporal Ronald O. Valentin, USMC, 21, of Fitchburg, passed away on Thursday, September 6, 2018 in Okinawa, Japan. Lance Corporal Valentin was born on February 13, 1997 in Passaic, New Jersey. He graduated from Fitchburg High School in 2015. During his time at Fitchburg High School Lance Corporal Valentin was a member of the school's track team. After graduating, he attended the University of Maine at Orono. Lance Corporal Valentin joined the United States Marine Corps on June 23, 2017, where he served in the Delayed Entry Program.

Lance Corporal Valentin received the Certificate of Excellence as a Member of the 285 Club, scoring a 291 on his physical fitness test while stationed at Parris Island, South Carolina. He also received The Global War on Terrorism Service Medal and The National Defense Medal. On September 1, 2018 then Private 1st Class, Ronald O. Valentin was promoted to Lance Corporal in the United States Marine Corps. He loved playing basketball with his father Eric and his brother Wesley. He enjoyed his family time, PlayStation, going to the movies and studying marine biology. His goal was to become a Massachusetts State Trooper or join the FBI after his service the United States Marine Corps. The greatest honor Lance Corporal Valentin had was being his mother's hard-working son and being loved by his siblings, nieces and nephews.

Lance Corporal Valentin was preceded in death by his maternal grandparents, Gloria Cruz and Israel Ortiz and his paternal grandparents, Orlando Valentin and Carmen Leon. He is survived by his parents, Gloria and Eric Curry of Fitchburg, three sisters Tashira Valentin, Ashley Valentin, Tanairi Valentin, of Fitchburg. One brother who is also serving in the United States Marine Corps, Reserve Private Wesley Valentin. One niece Anayliah Cormier, and two nephews Cayden Cormier and Adrian Arocho. He leaves behind many relatives, friends and loved ones.

Accordingly, as a mark of respect in memory of Lance Corporal Ronald O. Valentin, at twenty-seven minutes before twelve o'clock noon, on motion of Mr. Fattman, the Senate adjourned to meet again on Monday next at eleven o'clock A.M.