

The Commonwealth of Massachusetts

JOURNAL OF THE SENATE.



THURSDAY, FEBRUARY 16, 2017.

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JOURNAL OF THE SENATE.

Thursday, February 16, 2017.

Met at seven minutes past eleven o'clock P.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.

Distinguished Guests.

There being no objection, the Chair (Mr. Boncore) handed the gavel to Ms. Chandler for the purpose of an introduction. Ms. Chandler then introduced in the rear of the Chamber, students from the Bancroft School in Worcester.

Bancroft School in Worcester,-- students.

Communication.

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

Communication from the Honorable Bruce E. Tarr, Senate Minority Leader, announcing the following Leadership and Senate Committee appointments:

Minority Party appointments.

- Senator Viriato M. deMacedo -- Ranking Member of Ways and Means
Senator Richard Ross -- Member of Ways and Means
Senator Donald F. Humason, Jr. -- Member of Ways and Means
; and

Communication from the Office of the Comptroller (pursuant to line item 1599-3384 of Section 2 of Chapter 133 of the Acts of 2016) submitting its fiscal year 2017 report on "Settlements and Judgments" (received February 16, 2017).

Comptroller,-- settlements and judgments. SD2081

Reports.

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

Report of the Massachusetts Broadband Institute (pursuant to Section 6B(g) of Chapter 40J of the General Laws) submitting its operating plans for fiscal years 2015, 2016 and 2017 (copies having been forwarded as required to the Senate Committee on Ways and Means and the Joint Committees on Economic Development and Emerging Technologies and Telecommunications, Utilities and Energy) (received February 14, 2017); and

MBI,-- operating plans. SD2079

Report of the Division of Capital Asset Management and Maintenance (pursuant to Section 39 of Chapter 7C of the General Laws) submitting its 2016 report on real property owned and leased by the Commonwealth of Massachusetts (received February 15, 2017).

DCAMM,-- real property report. SD2080

Resolutions.

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

Resolutions (filed by Mr. Donnelly) “congratulating Aurio Pierro on the occasion of his one hundredth birthday.”

Aurio Pierro.

PAPER FROM THE HOUSE

Emergency Preamble Adopted.

An engrossed Bill establishing a sick leave bank for Lisa Eppy, an employee of the Department of Children and Families (see Senate, No. 20), 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.

Lisa Eppy,--
sick leave.

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

Order Adopted.

Ms. Chandler offered the following order, to wit:

Ordered, That, all matters that are currently before temporary committees of the Senate established since the beginning of the 2017-2018 legislative session are hereby transferred to the standing committees and joint committees of the two branches established under the Joint Rules for the 2017-2018 session.

Matters transferred to
permanent
committees.

Under the rules, referred to the committee on Rules.

Subsequently, Mr. Montigny, for the said committee, reported, recommending that the order ought to be adopted.

The rules were suspended, on motion of Mr. Walter J. Timilty, and the order was considered forthwith and adopted.

Report of a committee.

By Ms. Spilka, for the committee on Ways and Means, that the House Bill establishing a sick leave bank for Valencia Hadley, an employee of the Department of Transitional Assistance (House, No. 70),-- ought to pass.

Valencia Hadley,--
sick leave.

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

PAPER FROM THE HOUSE

Engrossed Bill.

An engrossed Bill establishing a sick leave bank for Lisa Eppy, an employee of the Department of Children and Families (see Senate, No. 20) (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. Boncore) and laid before the Governor for his approbation.**

Bill laid before the
Governor.

Recess.

There being no objection, at twenty-nine minutes past eleven o'clock A.M., the Chair (Mr. Boncore) declared a recess subject to the call of the Chair; and, nine minutes before two o'clock P.M., the Senate reassembled, Mr. Boncore in the Chair.

Recess.

Orders Adopted.

Ms. Chang-Díaz presented the following order, to wit:

Ordered, That there shall be a special Senate sub-committee to the Joint Committee on Education, to consist of five members from the current Senate membership on the Joint Committee on Education, chaired by the Senate vice chair of the Joint Committee on Education, for the purpose of making an investigation and study of the Commonwealth's alignment with and opportunities presented by the Every Student Succeeds (ESSA) Act, Public Law 114-95. The subcommittee shall submit its report and related legislation, if any, to the joint committee on Education once its report is completed.

Senate sub-committee,-- ESSA Act.

Under the rules, referred to the committee on Rules.

Subsequently, Mr. Montigny, for the said committee, reported, recommending that the order ought to be adopted.

The rules were suspended, on motion of Mr. deMacedo, and the order was considered forthwith and adopted.

On motion of Mr. deMacedo,--

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

Time of meeting.

On motion of the same Senator, at seven minutes before two o'clock P.M., the Senate adjourned to meet again on Tuesday next at eleven o'clock A.M.