

The Commonwealth of Massachusetts

JOURNAL OF THE SENATE.



MONDAY, JANUARY 14, 2019.

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Monday, January 14, 2019.

Met at four 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.

Communications.

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

Communication from the Honorable Karen E. Spilka, President of the Senate, announcing that, effective today, the following Senators have been appointed to serve as members of the temporary committee on Bills in the Third Reading:

Temporary committee on Bills in the Third Reading.

Senate Temporary Committee on Bills in the Third Reading

Jason M. Lewis, Chair
Patricia D. Jehlen, Vice Chair
Joanne M. Comerford
Julian Cyr

Communications from the Honorable Bruce E. Tarr, Senate Minority Leader, announcing the following appointments:

Minority Party appointments.

Senator Bruce E. Tarr	--	<i>Ranking Member Bills in the Third Reading</i>
Senator Donald F. Humason, Jr.	--	<i>Assistant Minority Leader and Ranking Member on Ethics</i>
Senator Ryan C. Fattman	--	<i>Assistant Minority Leader and Ranking Member of Rules</i>
Senator Patrick M. O'Connor	--	<i>Minority Whip</i>
Senator Dean A. Tran	--	<i>Assistant Minority Whip</i>
Senator Viriato M. deMacedo	--	<i>Ranking Member Senate Ways and Means Committee</i>
Senator Viriato M. deMacedo	--	<i>Ranking Member Health Care Finance Committee</i>

Communication from the Executive Office of Public Safety and Security (pursuant Section 219 of Chapter 69 of the Acts of 2018) submitting an extension notification of the status of its recommendations relative to the Prevention of Suicide Among Correction Officers in Massachusetts Correctional Facilities (hereinafter "Special Commission") (received January 2, 2019);

EOPSS,--SACOMCF extension.
SD217

Communication from the Executive Office of Public Safety and Security (pursuant to Section 131J of Chapter 140 of the General Laws) submitting report Electronic Control Weapons in Massachusetts for calendar year 2017 (received January 2, 2019); and

EOPSS,-- ECWM report.
SD322

Communication from the Massachusetts State House Press Association (pursuant to

State House Press Association.

Joint Rule 32) submitting a list of the legislative reporters who constitute the Massachusetts State House Press Association and the State House Broadcasters Association (received January 11, 2019).

SD419

Report.

Report of the Office of the Attorney General (pursuant to Section 99R of Chapter 272 of the General Laws) submitting its annual report of wiretap interceptions for the 2018 calendar year (received January 11, 2019),-- **was placed on file.**

AGO,-- annual wiretap report. SD314

Petitions.

Petitions were severally presented and referred, as follows:

By Mr. Collins, a petition (accompanied by bill, Senate, No. 5) of Nick Collins for legislation to establish a sick leave bank for Joy Cochran, an employee of the Department of Children and Families; and

Joy Cochran,-- sick leave.

By Mr. Collins, a petition (accompanied by bill, Senate, No. 6) of Nick Collins for legislation to establish a sick leave bank for Marc Wedgeworth, an employee of the Massachusetts Trial Court;

Marc Wedgeworth,-- sick leave.

Severally referred to the temporary committee on Rules.

PAPERS FROM THE HOUSE

Message from His Excellency the Governor (pursuant to Section 152 of Chapter 127 of the General Laws) submitting a report of the exercise of the pardoning power by the Governor, with the advice and consent of the Council, from January 1, 2018 to December 31, 2018 (House, No. 65),-- **was read for the information of the Senate and returned to the House to be placed on file.**

Governor,-- list of pardons.

Notice was received from the House of Representatives announcing the following appointment by the Speaker:

Representative Daniel Donahue of Worcester (under Section 1 of Chapter 277 of the Acts of 2010) to the Food Policy Council.

Food Policy Council.

Resolutions.

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

Resolutions (filed by Mr. deMacedo) "commending the Old Colony Club in the town of Plymouth on its two hundred and fiftieth anniversary";

Old Colony Club.

Resolutions (filed by Mr. Pacheco) "congratulating Matthew Callahan on his elevation to the rank of Eagle Scout";

Matthew Callahan.

Resolutions (filed by Mr. Pacheco) "congratulating Patrick Fagan on his elevation to the rank of Eagle Scout"; and

Patrick Fagan.

Resolutions (filed by Mr. Pacheco) "congratulating Christopher Lacourse on his elevation to the rank of Eagle Scout."

Christopher Lacourse.

Reports of a Committee.

By Mr. DiDomenico, for the temporary committee on Rules, on petition, a Bill to establish a sick leave bank for Joy Cochran, an employee of the Department of Children and Families (Senate, No. 5);

Joy Cochran,-- sick leave.

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

third time and passed to be engrossed.

Sent to the House for concurrence.

By Mr. DiDomenico, for the temporary committee on Rules, on petition, a Bill establishing a sick leave bank for Marc Wedgeworth, an employee of the Massachusetts Trial Court (Senate, No. 6);

Marc Wedgeworth,--
sick leave.

The bill was read. There being no objection, the rules were suspended, on motion of Mr. Tarr, and the bill was read a second time, ordered to a third reading, read a third time and passed to be engrossed, its title having been changed by the temporary committee on Bills in the Third Reading to read as follows: "An Act establishing a sick leave bank for Marc Wedgeworth, an employee of the Trial Court."

Sent to the House for concurrence.

PAPERS FROM THE HOUSE

The Senate Bill establishing a sick leave bank for Joy Cochran, an employee of the Department of Children and Families (Senate, No. 5),-- came from the House, passed to be engrossed, in concurrence, *with an amendment* by inserting in before the enacting clause the following emergency preamble:-

Joy Cochran,--
sick leave.

"Whereas, The deferred operation of this act would tend to defeat its purpose, which is to establish forthwith a sick leave bank for a certain employee of the department of children and families, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience."

The rules were suspended, on motion of Mr. Tarr, and the House amendment was considered forthwith and adopted, in concurrence.

The Senate Bill establishing a sick leave bank for Marc Wedgeworth, an employee of the Trial Court (Senate, No. 6),-- came from the House, passed to be engrossed, in concurrence, *with an amendment* by inserting in before the enacting clause the following emergency preamble:-

Marc Wedgeworth,--
sick leave.

"Whereas, The deferred operation of this act would tend to defeat its purpose, which is to establish forthwith a sick leave bank for a certain employee of the trial court, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience."

The rules were suspended, on motion of Mr. Tarr, and the House amendment was considered forthwith and adopted, in concurrence.

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 Lieutenant Richard Knowlton.

Moment of silence.

PAPERS FROM THE HOUSE

Emergency Preambles Adopted.

An engrossed Bill establishing a sick leave bank for Joy Cochran, an employee of the Department of Children and Families (see Senate, No. 5, 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.

Joy Cochran,-- sick
leave.

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

An engrossed Bill establishing a sick leave bank for Marc Wedgeworth, an employee of the Trial Court (see Senate, No. 6, 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.

Marc Wedgeworth,--
sick leave.

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

Engrossed Bills.

The following engrossed bills (both of which originated in the Senate), 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. Boncore) and laid before the Governor for his approbation, to wit:

Establishing a sick leave bank for Joy Cochran, an employee of the Department of Children and Families (see Senate, No. 5, amended); and

Bills laid before the
Governor.

Establishing a sick leave bank for Marc Wedgeworth, an employee of the Trial Court (see Senate, No. 6, amended).

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.

Adjournment in Memory of Lt. Richard Knowlton.

Mr. Cyr moved that when the Senate adjourned today, it do so in memory of retired Hyannis fire Lt. Richard Knowlton of Barnstable. Mr. Knowlton passed away on August 4, 2018 after a courageous battle with cancer.

A native Arkansas, Mr. Knowlton moved with his parents to Cape Cod at an early age. Mr. Knowlton graduated from Dennis Yarmouth Public High School in 1977. His commitment to public service was evident at an early age, as he then enlisted in the United States Air Force. He would serve his country for more than three years as a missile crew chief and medical specialist before being honorably discharged.

Following his military service, Mr. Knowlton returned to Cape Cod to serve his hometown communities. He began his firefighting career in Yarmouth, before being hired full time by the Hyannis Fire Department in 1982. Throughout his three-decade career, Mr. Knowlton was a model first responder who earned the respect and admiration of the many he served. As Barnstable Police Lt. John Murphy remarked, "He was the consummate public servant who put the public and his profession first". In recognition of his exceptional service, Mr. Knowlton was promoted to Lieutenant in 1993 and received the Massachusetts Firefighter of the Year Award in 2008.

Even after his retirement from firefighting, Mr. Knowlton continued to be an active citizen by becoming the co-director of the Cape and Islands Emergency Medical Services System. He excelled in this role until his recent passing.

Mr. Knowlton is survived by his wife Chrissy Knowlton, daughter Shea Knowlton,

mother Virginia Brumfield, sister Mary Woods, and many other nieces, nephews, and friends.

Mr. Knowlton will be remembered as an excellent firefighter, a dedicated father, and a loyal friend.

Accordingly, as a mark of respect in memory of Lt. Richard Knowlton, at twelve minutes before one o'clock P.M., on motion of Mr. Tarr, the Senate adjourned to meet again on Thursday next at eleven o'clock A.M.
