

**The Commonwealth of Massachusetts**

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**JOURNAL OF THE SENATE.**



**THURSDAY, JANUARY 17, 2019.**

## JOURNAL OF THE SENATE

Thursday, January 17, 2019.

Met at twelve minutes past eleven o'clock A.M. (Mr. Collins in the Chair).

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

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Pledge of Allegiance.

### *Qualification of a Senator.*

The Honorable John F. Keenan at twenty-four minutes before twelve o'clock noon, on Wednesday, January 16, 2019 before His Excellency the Governor, Lieutenant-Governor and Council, did take and subscribe the oath of office as State Senator from the Norfolk and Suffolk district.

Senator-Elect John F. Keenan-- swearing in.

### *Communication.*

Communication from the Office of the Comptroller (pursuant to Section 6B of Chapter 29 of the General Laws) submitting its quarterly report on the status of federal funds applied for, received and expended in the second quarter of fiscal year 2019 (received January 14, 2019),-- **was placed on file.**

Comptroller,--  
federal grants report.  
SD573

### *Reports.*

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

Report of the Hampden County District Attorney's Office (pursuant to Section 99R of Chapter 272 of the General Laws) submitting its annual report of wiretap interception for the calendar year of 2018 (received January 15, 2019);

Hampden DA, --  
wiretap report.  
SD650

Report of the District Attorney for Worcester County (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 15, 2019);

Worcester DA,--  
wiretap report.  
SD654

Report of the Public Employee Retirement Administration Commission (pursuant to Section 21(3)(f) of Chapter 32 of the General Laws) pertaining to cost of living adjustments for retirees and beneficiaries (received January 15, 2019);

PERAC,-- cost of  
living.  
SD662

Report of the Middlesex District Attorney's Office (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 15, 2019);

Middlesex DA,--  
wiretap report.  
SD666

Report of the Massachusetts District Attorneys Association (pursuant to line item 0340-2100 of Chapter 154 of the Acts of 2018) submitting its data from the District Attorneys relative to their criminal prosecutions and workloads for calendar year 2018 (received January 15, 2019);

MDAA,--  
prosecution statistics  
report.  
SD689

Report of the University of Massachusetts Board of Trustees (pursuant to Section 3 of Chapter 75 of the General Laws) submitting its rules and regulations adopted and/or amended by the Trustees of the University of Massachusetts in 2018 (copies having been forwarded as required to the Governor, the Secretary of Administration and Finance, and the House and Senate Chairs of the committees on Ways and Means) (received January 15, 2019);

UMass BOT,-- rules  
and regulations.  
SD733

Report of the Department of Labor Relations (pursuant to Section 9U of Chapter 23 of the General Laws) submitting its FY2018 annual report (received January 16, 2019); and

DLR,-- annual report.  
SD830

Report of the Division of Capital Asset Management and Maintenance (pursuant to Section 6(i) of Chapter 7C of the General Laws) submitting its FY2018 annual report: Supplier Diversity - Affirmative Marketing Program for Design and Construction (received January 15, 2019).

DCAMM,-- annual  
report.  
SD892

#### PAPERS FROM THE HOUSE

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

That Representative Whelan of Brewster has been appointed as his designee (under Section 80 of Chapter 69 of the Acts of 2018) on the Juvenile Justice Policy and Data Board; and

Juvenile Justice  
Policy and Data  
Board.

That Representative Sullivan of Abington has been appointed as his designee to the special commission established (under Section 217 of Chapter 69 of the Acts of 2018) conducting a study on the ability of defendants to pay fines and fees.

Defendants,--fines  
and fees.

#### *Resolutions.*

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

Resolutions (filed by Mr. Hinds) "congratulating Joseph Chadwick on becoming the winningest coach in the Commonwealth."

Joseph Chadwick.

#### *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 John Anthony Nevin.

Moment of silence.

#### *Order Adopted.*

On motion of Mr. Tarr--

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

Time of meeting.

#### *Adjourn In Memory of John Anthony Nevin*

The Senator from Cape and Islands, Mr. Cyr moved that when the Senate adjourns today, it adjourn in memory of John Anthony Nevin, of West Tisbury, MA. John succumbed to pancreatic cancer on September 23, 2018 at the age of 85. He will be remembered as an avid seafarer, renowned academic and caring father.

Tony was born in Manhattan in 1933 to Walter S. Nevin and Emy H. Nevin. The family then moved to Port Washington, Long Island, where Tony first discovered his love of the ocean. At age ten he began sailing, a passion which he would pursue for the rest of his life. He attended Choate School and then Yale University, where he majored in mechanical engineering with a focus on naval architecture and marine engineering.

Following his graduation from Yale in 1954, Tony joined the Coast Guard. He would serve for two years as navigator on the Spar, a buoy tender, and was tasked with knowing the exact location of buoys from Block Island to the Cape Cod Canal and Nantucket's Outer Shoal. These years represented his first foray into the waters of coastal New England,

a region he would explore extensively with his 35 foot wooden ketch, Anoa. Never far from the water, Tony completed several memorable sails including a single-handed voyage to Nova Scotia and a passage from New Zealand to Panama.

When he wasn't sailing, Tony could be found teaching or conducting research in experimental psychology. Inspired by readings he completed during coast guard service in Greenland, Tony enrolled in graduate studies at Columbia University. He would go on to teach at Swarthmore College, Columbia University, and the University of New Hampshire. His greatest contribution to the field came in 1983, when he developed a pioneering concept of behavioral momentum. Drawing from Newton's second law of motion, Tony showed that behaviors can persist throughout disruptions and that this persistence depends on specific reward structures. In addition to this groundbreaking work, Tony's behavioral research was well regarded and widely published.

Tony is remembered by colleagues, friends, and of course his family. He is survived by his wife Nora, five children Martha Cyr, Sara Nevin, Scott Nevin, Barbara Nevin, and Mark Nevin and two stepsons Nicholas and Hardy Ophuls. Having lived a full life, may he rest in peace.

Accordingly, as a mark of respect in memory of John Anthony Nevin, at twenty-one minutes past eleven o'clock A.M., on motion of Mr. Tarr, the Senate adjourned to meet again on Tuesday next at eleven o'clock A.M.