

The Commonwealth of Massachusetts

JOURNAL OF THE SENATE.



WEDNESDAY, JULY 3, 2019.

JOURNAL OF THE SENATE

Wednesday, July 3, 2019.

Met at seven minutes past eleven o'clock A.M. (Mr. Brownsberger 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. Brownsberger), 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. Brownsberger) introduced, in the rear of the Chamber, Melissa Reilly, a staff member of Senator Eldridge. Melissa was being recognized in honor of her 33rd birthday. The Senate welcomed her with applause and she withdrew from the Chamber.

Melissa Reilly.

There being no objection, the Chair (Mr. Brownsberger) introduced, in the rear of the Chamber, a group from the East End House in Cambridge. They were on a tour of the State House learning about the different aspects of state government. The group was accompanied by Senator DiDomenico. The Senate welcomed them with applause and they withdrew from the Chamber.

East End House.

Report.

Report of the Massachusetts District Attorneys Association (pursuant to section 20D of Chapter 12 of the General Laws) submitting its status of child abuse and neglect cases for fiscal year 2018 (received July 2, 2019),-- was placed on file.

MDAA,-- child abuse report. SD2489

Report of a Committee.

By Ms. Chang-Diaz, for the committee on Children, Families and Persons with Disabilities, on petition, a Bill ensuring continuous healthcare coverage for youth who have aged-out of the department of children and families (Senate, No. 35);

Healthcare coverage,- youth.

Referred, under Joint Rule 1E, to the committee on Health Care Financing.

PAPERS FROM THE HOUSE.

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

Petition (accompanied by bill, House, No. 3954) of Dylan A. Fernandes and Julian Cyr (by vote of the town) relative to amending the charter of the town of Nantucket;

Nantucket,-- town charter.

To the committee on Municipalities and Regional Government.

Petition (accompanied by bill, House, No. 3955) of Natalie M. Blais and Adam G. Hinds (by vote of the town) for legislation to authorize the continued employment of Michael Wayne as a member of the police department of the town of Williamsburg notwithstanding the maximum age requirement;

Williamsburg police department,-- employment.

To the committee on Public Service.

A report of the committee on Veterans and Federal Affairs, asking to be discharged

Family First Prevention Services

from further consideration of the petition (accompanied by bill, House, No. 3221) of Adrian C. Madaro and others relative to funding opportunities offered by the federal Family First Prevention Services Act, and recommending that the same be referred to the committee on Children, Families and Persons with Disabilities,-- **was considered forthwith, under Senate Rule 36, and accepted, in concurrence.**

Act.

Matter Taken Out of the Orders of the Day.

There being no objection, the following matter was taken out of the Orders of the Day and considered as follows:

The House Bill establishing a sick leave bank for Kyle Minnicucci, an employee of the department of State Police (House, No. 3901) (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.**

Kyle Minnicucci,-- sick leave.

PAPERS FROM THE HOUSE.

A Bill establishing a sick leave bank for Paul A. Wilson, an employee of the Department of Developmental Services (House, No. 3900,-- on petition),-- was read.

Paul A. Wilson,-- sick leave.

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

A Bill establishing a sick leave bank for Michelle Kitchen-Taraska, an employee of the Department of Developmental Services (House, No. 3914,-- on petition),-- was read.

Michelle Kitchen-Taraska,-- 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.

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

Petition (accompanied by bill, House, No. 3959) of William M. Straus and Michael J. Rodrigues for legislation to establish a sick leave bank for Timothy Cuthbert, an employee of the Department of State Police; and

Timothy Cuthbert,-- sick leave.

Petition (accompanied by bill, House, No. 3960) of William M. Straus and Michael J. Rodrigues for legislation to establish a sick leave bank for Sandra Cuthbert, an employee of the Massachusetts Maritime Academy;

Sandra Cuthbert,-- sick leave.

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

The House Bill making appropriations for the fiscal year 2019 to provide for supplementing certain existing appropriations and for certain other activities and projects (House, No. 3819, amended),-- came from the House with the endorsement that the House had concurred in the Senate amendment striking out all after the enacting clause and inserting in place thereof the text of Senate document numbered 2271, *with a further amendment* striking out all after the enacting clause and inserting in place thereof the text of House document numbered 3958.

Supplemental appropriations.

The rules were suspended on motion of Mr. Feeney and the further House amendment was adopted, in concurrence.

Emergency Preamble Adopted.

An engrossed Bill making appropriations for the fiscal year 2019 to provide for supplementing certain existing appropriations and for certain other activities and projects (see House, No. 3819, 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

Supplemental appropriations.

Article LXVII of the Amendments to the Constitution, the preamble was adopted in concurrence, by a vote of 3 to 0.

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

The House Bill relative to collective bargaining dues (House, No. 3854, amended),-- came from the House with the endorsement that the House had concurred in the Senate amendment striking out all after the enacting clause and inserting in place thereof the text of Senate document numbered 2273, *with a further amendment* striking out, in section 3, in lines 53-57, inclusive, the words:- “; provided, however, that the department of labor and workforce development shall prepare and provide to each employer subject to this act written material regarding employee rights to join or not join a bargaining unit and the employer shall post the material conspicuously in the workplace; provided further, that such material may include, but shall not be limited to, websites established for such purpose”; and adding before the enacting clause the following emergency preamble:-

“*Whereas*, The deferred operation of this act would tend to defeat its purpose, which is to forthwith make certain changes in laws relative to collective bargaining dues, 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. Feeney and the further House amendment was adopted, in concurrence.

Emergency Preamble Adopted.

An engrossed Bill relative to collective bargaining dues (see House, No. 3854, 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.

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

Engrossed Bills.

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

Making appropriations for the fiscal year 2019 to provide for supplementing certain existing appropriations and for certain other activities and projects (see House, No. 3819, amended); and

Relative to collective bargaining dues (see House, No. 3854, amended).

Order Adopted.

On motion of Mr. Tarr--

Ordered, That when the Senate adjourns today, it adjourn to meet again Monday next at eleven o'clock A.M., and that the Clerk be directed to dispense with the printing of a calendar.

On motion of the same Senator at fourteen minutes before one o'clock, P.M, the

Collective bargaining dues.

Collective bargaining dues.

Bills laid before the Governor.

Time of meeting.

UNCORRECTED PROOF.

Senate adjourned to meet again, Monday next at eleven o'clock A.M.