

The Commonwealth of Massachusetts

JOURNAL OF THE SENATE.



THURSDAY, SEPTEMBER 12, 2019.

JOURNAL OF THE SENATE

Thursday, September 12, 2019.

Met at ten minutes past eleven o'clock A.M. (Mr. Boncore in 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 the appointment of Senator William N. Brownsberger (pursuant to Section 101 of Chapter 41 of the Acts of 2019) as co-chair of the Special Commission to conduct a comprehensive study to evaluate and make recommendations regarding the appropriate level of funding for the department of correction and each sheriff's department (received September 10, 2019).

Special Commission,-- DOC/Sheriff's funding

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

Kathi Turner (pursuant to Section 2 of Chapter 49 of the Acts of 2019) to the Restaurant Promotion Commission (received September 10, 2019);

Restaurant Promotion Commission.

Senator Ryan C. Fattman (pursuant to Section 32 of Chapter 34 of the Acts of 2019) to the Task Force on the Preservation and Storage of Evidence (received September 10, 2019); and

Task Force on the Preservation and Storage of Evidence.

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 2019 Annual Report (received September 10, 2019).

EOLWD,-- WTFP annual report. SD2557

Reports.

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

Report of the Norfolk County Registry of Deeds (pursuant to Section 4 of Chapter 4 of the Acts of 2003 and Section 2KKK of Chapter 29 of the General Laws) submitting its plan for expenditure from the County Registers Technological Fund (copies having been forwarded as required to the Senate Committees on Ways and Means and Post Audit and Oversight) (received September 9, 2019);

Norfolk County,-- ROD. SD2556

Report of the Massachusetts Port Authority (pursuant to line item 6720-1340 of Section 2C of Chapter 219 of the Acts of 2016) submitting its 2019 annual report on the Paul W. Conley Terminal in South Boston (received September 10, 2019); and

Massport,-- report. SD2558

Report of the Plymouth County Registry of Deeds (pursuant to Section 4 of Chapter 4 of the Acts of 2003 and Section 2KKK of Chapter 29 of the General Laws) submitting its plan for expenditure from the County Registers Technological Fund (copies having been forwarded as required to the Senate Committees on Ways and Means and Post Audit and Oversight) (received September 11, 2019).

Plymouth County,-- ROD. SD2559

Petitions.

Petitions were severally presented and referred as follows:

By Mr. Feeney, a petition (accompanied by bill) (subject to Joint Rule 12) of Paul R. Feeney for legislation to ensure the safety of students, faculty and staff on the campuses of state colleges, community colleges and state universities;

Campuses,-- safety.
SD2561

By Mr. Keenan, a petition (accompanied by bill) (subject to Joint Rule 12) of John F. Keenan for legislation relative to the membership of the PRIM board; and

PRIM board,--
membership. SD2560

By Mr. O'Connor, a petition (accompanied by bill) (subject to Joint Rule 12) of Patrick M. O'Connor for legislation to create a deposit for glass wine and liquor bottles;

Bottles,-- deposit.
SD2555

Severally, under Senate Rule 20, to the committees on Rules of the two branches, acting concurrently.

PAPERS FROM THE HOUSE.

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

Representative Michael Day of Stoneham to the special legislative commission established (under Section 32 of Chapter 34 of the Acts of 2019) to be known as the Task Force on the Preservation and Storage of Evidence.

Preservation and
Storage of Evidence
Task Force.

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

Representative Alyson Sullivan of Abington has been appointed to serve as his designee on the Civil Asset Forfeiture Special Commission established (under Section 90 of Chapter 41 of the Acts of 2019); and

Civil Asset Forfeiture
Special Commission.

Pat Lee of North Reading has been appointed to serve as his designee on the Restaurant Promotion Commission (under Section 89 of Chapter 41 of the Acts of 2019) charged with reviewing and developing recommendations and best practices for the promotion and continued growth and vitality of the restaurant industry in the Commonwealth.

Restaurant Promotion
Commission.

A petition (accompanied by bill, House, No. 4068) of Susannah M. Whipps (by vote of the town) that the town of Royalston be authorized to abolish the sewer commission of said town,-- **was referred, in concurrence, to the committee on Municipalities and Regional Government.**

Royalston,-- sewer
commission.

A Bill exempting Ryan M. Charette from the maximum age requirement for appointment as a firefighter in the town of Dracut (House, No. 3703,-- on Senate, No. 1530 and House, No. 2262) [Local approval received on House, No. 2262],-- **was read and, under Senate Rule 26, placed in the Orders of the Day for the next session.**

Dracut firefighter,--
Ryan M. Charette.

Resolutions.

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

Resolutions (filed by Mr. Lewis) "honoring the memory of Nelson S. Burbank."; and Resolutions (filed by Mr. O'Connor) "congratulating Michael "Pibb" Wright of the town of Marshfield on his elevation to the rank of Eagle Scout."

Nelson S. Burbank.
Michael "Pibb"
Wright.

Recess.

There being no objection, at eleven minutes past eleven o'clock, A.M., the Chair (Mr. Boncore) declared a recess subject to the call of the Chair; and at thirteen minutes past twelve o'clock noon, the Senate reassembled, Mr. Boncore in the Chair.

Recess.

PAPER FROM THE HOUSE.

A petition (accompanied by bill, House, No. 4070) of Susan Williams Gifford relative to the issuance of licenses by the Massachusetts Gaming Commission in Bristol, Plymouth, Nantucket, Dukes and Barnstable counties,-- **was referred, in concurrence, under suspension of Joint Rule 12, to the committee on Economic Development and Emerging Technologies.**

Massachusetts
Gaming
Commission,--
licenses.

Report of a Committee.

By Mr. Brady, for the committee on Public Service, on petition, a Bill to establish a sick leave bank for Linda Kenney, an employee of the Center for Health Information and Analysis (Senate, No. 2329).

Linda Kenney,-- 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 and ordered to a third reading.

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 relative to the Deputy Fire Chief of the town of Rutland (Senate, No. 2251),-- was read a second time.

Rutland,-- fire chief.

Pending the question on ordering the bill to a third reading, Ms. Gobi presented an amendment in section 1, by adding the following sentence:- "No deductions shall be made from the regular compensation of David Williams under chapter 32 of the General Laws for any service subsequent to his reaching the age of 65 and upon retirement he shall receive a superannuation retirement allowance equal to that which he would have been entitled had he retired at the age of 65."

The amendment was adopted.

The bill (Senate, No. 2251, amended) was then ordered to a third reading, read a third time and passed to be engrossed, its title having been changed by the committee on Bills in the Third Reading as follows:- "An Act authorizing the town of Rutland to continue the employment of David Williams as deputy fire chief".

Sent to the House for concurrence.

The House Bill establishing a sick leave bank for Kiera C. McNamara, an employee of the Trial Court of the Commonwealth (House, No. 3970) (its title having been changed by the committee on Bills in the Third Reading),-- was read a third time.

Kiera C. McNamara,-
- sick leave.

Mr. DiDomenico, for the committee on Bills in the Third Reading, reported, recommending that the bill be amended, as follows, and when so amended it be correctly drawn: by inserting after the word "shall", in line 6, the following word:- "not".

The report was accepted.

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

Sent to the House for concurrence in the amendment.

UNCORRECTED PROOF.

Order Adopted.

On motion of Mr. Tarr--

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

Time of Meeting.

On motion of the same Senator, at eighteen minutes past twelve o'clock noon, the Senate adjourned to meet again on Monday next at eleven o'clock A.M.