

**The Commonwealth of Massachusetts**

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**JOURNAL OF THE SENATE.**



**MONDAY, OCTOBER 7, 2019.**

JOURNAL OF THE SENATE

Monday, October 7, 2019.

Met at eight minutes past eleven o'clock A.M. (Mr. Timilty 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. Timilty), members, guests and staff then recited the pledge of allegiance to the flag.

Pledge of Allegiance.

Communication.

Communication from the Massachusetts Sheriffs' Association (pursuant to Section 101 of Chapter 41 of the Acts of 2019), announcing their appointments of the members to serve on the special commission to fund the department of corrections and each sheriff's departments (received October 4, 2019),-- was placed on file.

Sheriffs' Association,-- special appointments.

Report.

Report of the Franklin Regional Transit Authority (pursuant to Section 8(g) of Chapter 161B of the General Laws) submitting its financial statements and supplementary information for the year ended June 30, 2019 (received October 3, 2019),-- was placed on file.

FRTA,-- report. SD2587

Reports of Committees.

By Mr. Welch, for the committee on Financial Services, on petition (accompanied by bill, Senate, No. 659), a Bill to protect access to invaluable, economical and necessary treatments (Senate, No. 2364);

Emergency services,- rates.

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

By Mr. Moore, for the committee on Bonding, Capital Expenditures and State Assets, that the Senate Bill authorizing the division of capital asset management and maintenance to convey certain parcels of land in the city of Salem (Senate, No. 1881),-- ought to pass;

Salem,-- land.

Referred, under Senate Rule 27, to the committee on Ways and Means.

PAPERS FROM THE HOUSE.

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

Petition (accompanied by bill, House, No. 4101) of Mindy Domb and Joanne M. Comerford (by vote of the town) relative to establishing the appointed office of town clerk in the town of Pelham; and

Pelham,-- town clerk.

Petition (accompanied by bill, House, No. 4102) of Lindsay N. Sabadosa and Joanne M. Comerford (with the approval of the mayor and city council) that the city of Northampton be authorized to disqualify bidders on municipal contracts in said city who participate in the design, manufacture or maintenance of nuclear weapons;

Northampton,-- municipal contracts.

Severally, under suspension of Joint Rule 12, to the committee on Municipalities and Regional Government.

**UNCORRECTED PROOF.**

A Bill to support improved financial stability in higher education (House, No. 4099, amended,-- on Senate, Nos. 761 and 2183 and House, Nos. 8 and 1217),-- **was read and, under Senate Rule 27, referred to the committee on Ways and Means.**

Campaign finance.

A Bill relative to water connections in the town of Eastham (House, No. 3908,-- on petition) [Local approval received],-- **was read and, under Senate Rule 26, placed in the Orders of the Day for the next session.**

Eastham,-- water connections.

Report of the committee on Consumer Protection and Professional Licensure asking to be discharged from further consideration of the petition (accompanied by bill, House, No. 4084) of Keely O’Gorman relative to the use and distribution of single-use plastic straws,-- and recommending that the same be referred to the committee on Environment, Natural Resources and Agriculture,-- **was considered forthwith, under Senate Rule 36, and accepted, in concurrence.**

Plastic straws,-- single use.

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

Jean Cotter Fox of Freetown (under Section 66 of Chapter 3 of the General Laws) to the Commission on the Status of Women.

Status of Women,-- appointment.

*Resolutions.*

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

Resolutions (filed by Messrs. Cyr and deMacedo) “congratulating Victoria Goldsmith on the occasion of her retirement as Executive Director of Habitat for Humanity of Cape Cod, Inc.”;

Victoria Goldsmith.

Resolutions (filed by Messrs. Pacheco and Brady) “congratulating Pasquale “Pat” Ciaramella on the occasion of his retirement as Executive Director of the Old Colony Planning Council”; and

Pasquale “Pat” Ciaramella.

Resolutions (filed by Messrs. Timilty and Tarr) “congratulating William and Rena Tarmy on the occasion of their sixtieth wedding anniversary.”

William and Rena Tarmy.

*Communication.*

The Clerk read the following communication:

**The Commonwealth of Massachusetts**  
**MASSACHUSETTS SENATE**

Michael D. Hurley  
*Clerk of the Senate*  
24 Beacon Street, Room 335  
State House  
Boston, MA 02133

Senator Joseph A. Boncore,-- absence from Chamber.

Dear Mr. Clerk:

I was unable to attend the Senate formal session on October 3, 2019. I respectfully request that my position be recorded on S.2350, *An Act relative to educational opportunities for students*, which was taken up by the Senate on October 3, 2019. I would have voted in the following way:

Roll Call No. 107: In the affirmative

Thank you for your time and attention to this matter. If you require any additional

information, please do not hesitate to contact my office.

Sincerely,

Joseph A. Boncore  
State Senator  
First Suffolk and Middlesex

**On motion of Mr. Fattman, the above communication was ordered printed in the Journal of the Senate.**

Ordered printed.

*Reports of a Committee.*

Ms. Lovely, for the committee on Rules, reported that the following matters be placed in the Orders of the Day for the next session:

The Senate Bill validating the results of the annual town election held in the town of Heath on May 10, 2019 (printed in Senate, No. 2234).

Heath,--  
elections.

**There being no objection, the rules were suspended, on motion of Mr. Fattman, 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.**

The House Bill relative to the Lanesborough Village Fire and Water District (House, No. 3863);

Lanesborough  
Village Fire and  
Water District.

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

Pending the question on passing the bill to be engrossed, Mr. Hinds presented an amendment in section 1, by striking out, in lines 3 and 4, the words “if it becomes necessary to carry out its purposes, apportion any betterments into 20, 30 or 40 equal parts” and inserting in place thereof the following words:- “notwithstanding section 13 of chapter 80 of the General Laws, apportion any betterment into 20, 30 or 40 equal parts if it becomes necessary to carry out its purposes”.

**The amendment was adopted.**

**The bill, as amended, was then passed to be engrossed, in concurrence with the amendment, its title having been changed to read as follows: “An Act further regulating the Lanesborough Village Fire and Water District”.**

**Sent to the House for concurrence in the amendment.**

PAPERS FROM THE HOUSE.

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

Petition (accompanied by bill, House, No. 4108) of Michael S. Day and others relative to the establishment of a grant program for the education and prevention of hate crimes and incidences of bias in public schools;

Public schools,--  
grant programs.

**Under suspension of Joint Rule 12, to the committee on Education.**

Petition (accompanied by bill, House, No. 4109) of José F. Tosado, Eric P. Lesser and Joseph F. Wagner for legislation to establish a sick leave bank for Christopher Trigilio, an employee of the Trial Court;

Christopher Trigilio,-  
- sick leave.

**Under suspension of Joint Rule 12, to the committee on the Judiciary.**

Petition (accompanied by bill, House, No. 4110) of Peter Capano and Brendan P. Crighton for legislation to establish a sick leave bank for Susan St. Laurent, an employee of the Office of the Commissioner of Probation; and

Susan St. Laurent,--  
sick leave.

Petition (accompanied by bill, House, No. 4111) of Jerald A. Parisella and Joan B.

Erica Moore,-- sick

Lovely for legislation to establish a sick leave bank for Erica Moore, an employee of the Department of Developmental Services;

leave.

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

Petition (accompanied by bill, House, No. 4112) of Daniel Cahill relative to energy efficiency and demand reduction resources for electric and natural gas resource needs;

Electric and natural gas,-- efficiency.

**Under suspension of Joint Rule 12, to the committee on Telecommunications, Utilities and Energy.**

Petition (accompanied by bill, House, No. 4113) of Lori A. Ehrlich and others relative to increasing operational safety for keyless ignition technology in motor vehicles;

Keyless ignition,-- motor vehicles.

**Under suspension of Joint Rule 12, to the committee on Transportation.**

*Emergency Preamble Adopted.*

An engrossed Bill establishing a sick leave bank for Thelma J. Williams, an employee of the Massachusetts Commission for the Blind (see House, No. 4032), 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 3 to 0.

Thelma J. Williams,-- sick leave.

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

*Engrossed Bills.*

The following engrossed bills (the first 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. Timilty) and laid before the Governor for his approbation, to wit:

Providing for recall elections in the town of Westport (see Senate, No. 2275, amended); and

Bills laid before the Governor.

Regulating municipal employees of the towns of Richmond and West Stockbridge acting in relation to intermunicipal agreements (see House, No. 3631).

A Bill establishing a sick leave bank for Dawn Ball, an employee of the Department of Transportation (House, No. 4091,-- on petition),-- was read.

Dawn Ball,-- sick leave.

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

*Report of a Committee.*

By Mr. Brady, for the committee on Public Service, on petition, a Bill establishing a sick leave bank for Yves Louis, an employee of the Department of Youth Services (Senate, No. 2362).

Yves Louis,-- sick leave.

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

*Order Adopted.*

On motion of Mr. Fattman--

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

Time of Meeting.

**UNCORRECTED PROOF.**

On motion of Mr. Collins, at twenty minutes past eleven o'clock A.M., the Senate adjourned to meet again on Thursday next at eleven o'clock A.M.