

The Commonwealth of Massachusetts

JOURNAL OF THE SENATE.



MONDAY, OCTOBER 21, 2019.

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JOURNAL OF THE SENATE

Monday, October 21, 2019.

Met at six minutes past eleven o'clock A.M. (Ms. Friedman in the Chair) (having been appointed by the President, under authority of conferred by Senate Rule 4, to perform the duties of the Chair).

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

Pledge of Allegiance.

Communications.

Communication from the Office of the Comptroller (pursuant to Section 2E of Chapter 41 of the Acts of 2019) submitting the Fiscal Year 2020 transfer schedules for the following account: 1595-1068 Medical Assistance Trust Fund (received October 18 2019),-- **was placed on file.**

Comptroller,--
transfer schedule.
SD2603

Communication from the Human Resources Division of the Executive Office for Administration and Finance (under the provisions of section 61A of Chapter 31 and section 5(3)(e) of Chapter 32 of the General Laws) submitting revisions to regulations for initial hire medical and physical fitness standards tests of municipal public safety personnel (Senate, No. 2379) (received October 18, 2019),-- **was referred to the committee on Public Service.**

Public safety
personnel,-- fitness
standards.

Sent to the House for concurrence.

Report

Report of the Montachusett 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 18, 2019),-- **was placed on file.**

MRTA,-- report.
SD2602

Petition.

Mr. Collins presented a petition (accompanied by bill) (subject to Joint Rule 12) of Nick Collins for legislation relative to the expansion of the Boston Convention and Exhibition Center;

BCEC,-- expansion.
SD2601

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

Reports of Committees.

By Ms. Gobi, for the committee on Environment, Natural Resources and Agriculture, on petition, a Bill relative to modernize certain provisions of the agricultural preservation restriction program (Senate, No. 527);

Agricultural
preservation program

By the same Senator, for the same committee, on petition, a Bill relative to encouraging the use of renewable energy on agricultural land (Senate, No. 528);

Farm land,--
renewable energy

By Ms. Jehlen, for the committee on Labor and Workforce Development, on petition,

Physician assistant,--
non-competes

a Bill relative to physician assistant non-competes (Senate, No. 1050); and

By the same Senator, for the same committee, on petition, a Bill relative to transparency in employee benefits reporting in private construction (Senate, No. 1086, changed in line 1, striking “6” and inserting “8”; in line 3, inserting “(a)” after “75”; in line 6, inserting “(b)” before “For”; in line 11, “striking “6” and inserting “8”; in line 13, inserting “(a)” before “For”; in line 16, inserting “(b)” before “For”; in line 20, “striking “6” and inserting “8”; in line 22, inserting “(a)” before “For”; and in line 25, inserting “(b)” before “For”);

Severally read and, under Senate Rule 27, referred to the committee on Ways and Means

Private construction,-
- benefits.

PAPERS FROM THE HOUSE.

A Bill making appropriations for the fiscal year 2019 to provide for supplementing certain existing appropriations and for certain other activities and projects (House, No. 4132,-- on House, No. 4067),-- **was read and, under Senate Rule 27, referred to the committee on Ways and Means.**

Supplemental
appropriations.

Bills

Relative to the health insurance and other benefits in the town of East Brookfield (House, No. 2167,-- on petition) [Local approval received]; and

East Brookfield,--
benefits.

Authorizing the town of Gill to continue to employment of Gene M. Beaubien (House, No. 4055,-- on petition) [Local approval received];

Gill,-- Gene M.
Beaubien.

Were severally read and, under Senate Rule 26, placed in the Orders of the Day for the next session.

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. 255) of Steven S. Howitt and Paul A. Schmid, III relative to further regulating natural gas pipelines,-- and recommending that the same be referred to the committee on Telecommunications, Utilities and Energy,-- **was considered forthwith, under Senate Rule 36, and accepted, in concurrence.**

Natural gas
pipelines,--
regulations.

Report of a Committee.

By Mr. Brady, for the committee on Public Service, on petition, a Bill establishing a sick leave bank for Tiffany Myers, an employee of the Massachusetts Department of Correction (Senate, No. 2371).

Tiffany Myers,-- sick
leave.

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

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 providing for 5 members on the cemetery commission of the town Westford (House, No. 3694) (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.**

Westford,--cemetery
commission.

PAPERS FROM THE HOUSE.

A Bill establishing a sick leave bank for Karen Phillips, an employee of the

Karen Phillips,-- sick

UNCORRECTED PROOF.

Department of Mental Health (House, No. 4046, amended,-- on petition),-- was read.

leave.

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

A petition (accompanied by bill, House, No. 4136) of Shaunna L. O'Connell and others prohibiting registered sex offenders from changing their names,-- **was referred in concurrence, under suspension of Joint Rule 12, to the committee on the Judiciary.**

Sex offenders,--
name change.

Emergency Preamble Adopted.

An engrossed Bill establishing a sick leave bank for Kaila McGonagle, an employee of the executive office of health and human services (see House, No. 4064), 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.

Kaila McGonagle,--
sick leave.

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

Recess.

There being no objection, at a quarter past eleven o'clock A.M., the Chair (Ms. Friedman) declared a recess, subject to the call of the Chair; and at six minutes past one o'clock P.M., the Senate reassembled, Ms. Friedman in the Chair.

Recess.

PAPERS FROM THE HOUSE.

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 (Ms. Friedman) and laid before the Governor for his approbation, to wit:

Further regulating recall elections in the town of Hanson (see House, No. 641, amended); and

Bills laid before the
Governor.

Further regulating the Lanesborough village fire and water district (see House, No. 3963, amended);

Report of a Committee.

By Mr. Rodrigues, for the committee on Ways and Means, on House, No. 4132, reported, in part, a Bill making appropriations for the fiscal year 2019 to provide for supplementing certain existing appropriations and for certain other activities and projects" (Senate, No. 2378),-- was read

Supplemental
appropriations.

Order Adopted.

Mr. Rodrigues offered the following order, to wit:

Ordered, That notwithstanding Senate Rule 7 or any other rule to the contrary, the Senate Bill making appropriations for the fiscal year 2019 to provide for supplementing certain existing appropriations and for certain other activities and projects (Senate, No. 2378) (having been reported out, in part, by the committee on Ways and Means on the House Bill making appropriations for the fiscal year 2019 to provide for supplementing certain existing appropriations and for certain other activities and project, House , No. 4132) shall be placed in the Orders of the Day for a second reading on Thursday, October

Procedural order.

24, 2019.

All amendments shall be filed electronically in the office of the Clerk of the Senate by 5:00 P.M., on Tuesday, October 22, 2019. All such amendments shall be second reading-amendments to the Senate Ways and Means bill (Senate, No. 2378). The Clerk shall further specify the procedure and format for filing all amendments, consistent with this order.

After the bill as amended is ordered to a third reading, it shall immediately be read a third time and the question shall then immediately be on passing it to be engrossed, and no amendments shall be in order at the third reading of the bill unless recommended by the committee on Bills in the Third Reading.

Under the rules, referred to the committee on Rules.

Subsequently, Ms. Lovely, for the said committee, reported, recommending that the order ought to be adopted.

The rules were suspended, on motion of Mr. Tarr, and the order was considered forthwith and adopted.

The bill will be placed in the Orders of the Day for Thursday, October 24, 2019, for a second reading with the amendment pending.

Order Adopted.

On motion of Mr. Tarr--

Ordered, That when the Senate adjourns today, it adjourn to meet again on Thursday next at one o'clock P.M., in a full formal session with a calendar.

Time of Meeting.

On motion of Mr. Rodrigues, at nine minutes past one o'clock P.M., the Senate adjourned to meet again on Thursday next at one o'clock P.M.