

The Commonwealth of Massachusetts

JOURNAL OF THE SENATE.



THURSDAY, OCTOBER 31, 2019.

JOURNAL OF THE SENATE

Thursday, October 31, 2019.

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

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

Pledge of Allegiance.

Distinguished Guests.

There being no objection, the Chair (Mr. Lewis) handed the gavel to Mr. Timilty for the purpose of an introduction. Mr. Timilty then introduced Alfred Massuda, Aviram Massuda and Mazal Massuda. The Massuda family were visiting from Israel and were accompanied by Representative RoseLee Vincent of Revere. They were welcomed with applause and withdrew from the chamber.

Massuda Family.

Communication.

Communication from the Office of the Comptroller (pursuant to Section 2 of Chapter 154 of the Acts of 2018 and Section 2 of Chapter 41 of the Acts of 2019) submitting its a report on payments made from the settlements and judgments account (1599-3384) in FY2019 and during the first quarter FY2020, as of September 30, 2019 (received October 30, 2019),-- **was placed on file**

Comptroller,--
transfer schedules.
SD2614.

Report.

Report from the Massachusetts Life Science Center (pursuant to Section 15 of Chapter 23I of the General Laws) submitting a report for the financial statements for the fiscal year 2018 and first half of fiscal year 2019 in accordance with the Generally Accepted Accounting Principles (GAAP) (copies having been forwarded as required to the Senate Committees on Ways and Means and the Joint Committee on Economic Development and Emerging Technologies) (received October 30, 2019),-- **was placed on file.**

MA Life Science
Center,-- report
SD2615.

Reports of Committees.

By Ms. Jehlen, for the committee on Elder Affairs, on Senate, No. 364 and House, No. 624, a Bill relative to Massachusetts home care eligibility (Senate, No. 364); and

Home care,-- HIV
and AIDS patients.

By the same Senator, for the same committee, on Senate, Nos. 379 and 380, a Bill relative to affordable assisted living facilities (Senate, No. 379);

Assisted living,--
affordability.

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

By Ms. Jehlen, for the committee on Elder Affairs, on Senate, No. 356 and House, No. 621, a Bill relative to assisting elders and people with disabilities in the Commonwealth (Senate, No. 356);

Emergency aid,--
elderly and disabled.

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

Resolutions.

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

Resolutions (filed by Messrs. Timilty and Feeney) “congratulating Norman Smith on the occasion of his retirement as the Blue Hills Trailside Museum Sanctuary Director.”

Norman Smith.

PAPERS FROM THE HOUSE

Engrossed Bills.

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

Authorizing the town of Rutland to continue the employment of David Williams as deputy fire chief (see Senate, No. 2251, amended); and

Bills laid before the Governor.

Authorizing the city of Everett to provide certain death, retirement and medical benefits to the widow and children of deceased firefighter Thaddeus M Baxter, Jr. (see Senate, No. 2332).

Matters Taken Out of the Orders of the Day.

The following matters were taken out of the Orders of the Day and considered as follows:

The Senate Bill establishing a sick leave bank for Daniel Kiley, an employee of the department of mental health (Senate, No. 2373) (its title having been changed by the committee on Bills in the Third Reading),-- **was read a third time and passed to be engrossed.**

Daniel Kiley,-- sick leave.

Sent to the House for concurrence.

The House Bill making the charter of the town of Nantucket gender neutral (House, No. 4011) (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.**

Nantucket,-- charter.

The House Bill establishing a sick leave bank for Jacqueline Dayton, an employee of the office of the chief medical examiner (House, No. 4093, amended) (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.**

Jacqueline Dayton,-- sick leave.

Report of a Committee.

By Mr. Rodrigues, for the committee on Ways and Means, that the House Bill relative to campaign finance (House, No. 4087, amended),-- ought to pass, with an amendment striking out all after the enacting clause and inserting in place thereof the text of Senate document numbered 2391.

Campaign finance.

Order Adopted.

Mr. Rodrigues offered the following order, to wit:

Procedural order.

Ordered, That notwithstanding Senate Rule 7 or any other rule to the contrary, the House Bill relative to campaign finance (House, No. 4087) (the committee on Ways and Means having recommended that the bill be amended by striking out all after the enacting clause and inserting in place thereof the text of Senate document numbered 2391) shall be

placed in the Orders of the Day for a second reading on Thursday, November 7, 2019.

All amendments shall be filed electronically in the office of the Clerk of the Senate by 5:00 P.M., on Monday, November 4, 2019. All such amendments shall be second-reading amendments to the Senate Ways and Means new text (Senate, No. 2391), but further amendments in the third degree to such amendments shall be in order. 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. deMacedo, and the order was considered forthwith and adopted.

The bill will be placed in the Orders of the Day for Thursday, November 7, 2019, for a second reading with the amendment pending.

Moment of Silence.

At the request of the Chair (Mr. Lewis), the members, guests and staff stood in a moment of silence and reflection to the memory of James Roberts.

Moment of silence.

Order Adopted.

On motion of Mr. deMacedo,--

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.

Adjournment in Memory of James "Jim" Roberts.

The Senator from First Hampden and Hampshire, Mr. Lesser, moved that when the Senate adjourns today, it adjourn in memory of James "Jim" Roberts of Ludlow.

On Wednesday, October 2, James was among seven passengers who died when a World War II B-17 Flying Fortress crash-landed at Bradley International Airport in Windsor Locks, Connecticut. Because of his enthusiasm for military history, Jim was excited for the chance to fly on such a plane.

Deeply rooted in Western Massachusetts, Jim was born in Springfield on December 8, 1970 as the youngest son of the late Joseph and Margaret Roberts. Following his high school graduation in 1988 from Minnechaug High School in Wilbraham, he obtained his associates degree from Springfield Technical Community College. With this degree, Jim went on to work as a production supervisor at H.P. Hood for many years.

When he was not at work, Jim lived a life full of adventure. He was a talented artist with a dream of one day publishing his own comics. He had a passion for military history, and enjoyed gaming, skiing, and snowboarding. Whenever he got the opportunity, Jim loved cheering on his favorite New England teams-- the Red Sox and Patriots. Jim loved spending time with family and friends, was hard working, and deeply cared about those around him.

He is survived by his siblings Joseph, Greg, Michael, Sharon, and his beloved nieces

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and nephews Kayleigh, Daniel, Joseph, and Nicole. Jim will be greatly missed by all who knew him.

Accordingly, as a mark of respect to the memory of James “Jim” Roberts of Ludlow, at twenty-three minutes past eleven o’clock A.M., on motion of Mr. deMacedo, the Senate adjourned to meet again on Monday next at eleven o’clock A.M.