

**The Commonwealth of Massachusetts**

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**JOURNAL OF THE SENATE.**



**TUESDAY, FEBRUARY 18, 2020.**

## JOURNAL OF THE SENATE

Tuesday, February 18, 2020.

Met at twenty 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).

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Abigail Phillips led the chair (Mr. Timilty), members, guests and staff in the recitation of the pledge of allegiance to the flag.

Pledge of allegiance.

Ms. Phillips then led a group of Scouts from across the Commonwealth in the recitation of the Scout Oath and Scout Law.

Scout Oath and Scout Law.

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### *Communication.*

Communication from the Norfolk County Sheriff's Office submitting a plan of corrective action following an inspection of Norfolk Sheriff's Office Correctional Center and Dedham Alternative Center conducted on January 16, 2020 (received February 12, 2020),-- **was placed on file.**

Norfolk,-- POC.  
SD2825

### *Reports.*

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

Report of the Massachusetts Department of Elementary and Secondary Education (pursuant to Chapter 41 of the Acts of 2019, line-item 7061-9650) submitting its FY20 Supporting Healthy Alliances Reinforcing Education (SHARE) Legislative Report (received February 12, 2020);

DESE,--  
SHARE report.  
SD2819

Report from the Office of the Comptroller (pursuant to Section 12(c) of Chapter 7A of the General Laws) submitting its Comprehensive Annual Financial Report (CAFR) for the fiscal year ending June 30, 2019 (received February 10, 2020);

Ccomptroller,--  
CAFR report.  
SD2820

Report of the Division of Capital Asset Management and Maintenance (pursuant to Section 39 of Chapter 7C of the General Laws) submitting its Commonwealth of Massachusetts Real Property Report for 2020 (received February 14, 2020);

Real property,--  
report.  
SD2821

Report of the Massachusetts Office of Business Development (pursuant to Section 71 of Chapter 141 of the Acts of 2003) submitting its quarterly report of the Emerging Technology Fund for the period July 1, 2019 to September 30, 2019 (received February 12, 2020);

MassDevelopment,--  
quarterly report.  
SD2822

Report of the Massachusetts Cannabis Control Commission and the Attorney General's Office (Section 74 of Chapter 55 of the Acts of 2017) submitting its report ensuring safe access to marijuana (received February 5, 2020); and

CCC/AGO,-- joint  
report.  
SD2823

Report of the Massachusetts Life Sciences Center (pursuant to Section 15 of Chapter 23I 15 of the General Laws) submitting its annual report for the fiscal year 2019 (received February 10, 2020).

Mass Life Sciences,--  
annual report.  
SD2824

### *Petitions.*

Petitions were severally presented and referred as follows:

By Mr. O'Connor, a petition (accompanied by bill) (subject to Joint Rule 12) of Patrick M. O'Connor and James M. Murphy for legislation relative to billboard permitting;

Billboard,--  
permitting.

and

By Mr. O'Connor, a petition (accompanied by bill) (subject to Joint Rule 12) of Patrick M. O'Connor for legislation relative to ending failure-to-pay license suspensions;

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

SD2815  
License suspensions.  
SD2816

*Reports of Committees.*

By Mr. Lesser, for the committee on Economic Development and Emerging Technologies, on Senate, Nos. 199, 202, 203, 206, 207, 214, 215, 217, 219, 220, 221, 222 and 226, an Order relative to authorizing the joint committee on Economic Development and Emerging Technologies to make an investigation and study of certain current Senate documents relative to economic development and emerging technologies investigation and study (Senate, No. 2537);

Economic  
Development and  
Emerging  
Technologies  
committee,-- study.

By Mr. Lewis, for the committee on Education, on Senate, Nos. 234, 237, 239, 240, 241, 244, 245, 246, 249, 254, 259, 260, 261, 262, 264, 265, 266, 268, 269, 271, 272, 275, 276, 277, 278, 279, 280, 281, 284, 286, 288, 291, 294, 295, 296, 297, 298, 299, 300, 301, 303, 304, 305, 306, 307, 309, 311, 314, 315, 317, 319, 320, 321, 323, 324, 325, 326, 328, 329, 330, 331, 332, 333, 336, 337, 339, 340, 344, 345, 346, 348, 731, 1556, 2248 and 2465, an Order relative to authorizing the joint committee on Education to make an investigation and study of certain current Senate documents relative to education issues (Senate, No. 2538);

Education  
committee,-- study.

By Mr. Finegold, for the committee on Election Laws, on Senate, Nos. 382, 383, 384, 385, 387, 388, 390, 391, 392, 393, 394, 395, 397, 398, 400, 401, 402, 403, 405, 406, 407, 409, 410, 411, 412, 413, 415, 416, 417, 418, 419, 420, 421, 422, 423, 424, 425, 426, 427, 428, 2290 and 2291, an Order relative to authorizing the joint committee on Election Laws to make an investigation and study of certain current Senate documents relative to election laws issues (Senate, No. 2544);

Election Laws  
committee,--study.

By Ms. Gobi for the committee on Environment, Natural Resources and Agriculture, on Senate, Nos. 430, 432, 434, 436, 437, 440, 443, 444, 446, 447, 450, 451, 458, 460, 462, 475, 483, 485, 489, 493, 497, 501, 502, 503, 504, 509, 511, 512, 513, 514, 516, 519, 523, 525, 529, 530, 531, 533, 535, 536 and 2220, an Order relative to authorizing the joint committee on Environment, Natural Resources and Agriculture, to make an investigation and study of certain current Senate documents relative to environment, natural resources, and agriculture issues (Senate, No. 2540);

Environment, Natural  
Resources and  
Agriculture  
committee,-- study.

By Mr. Welch, for the committee on Financial Services, on Senate, Nos. 540, 541, 542, 543, 544, 545, 547, 548, 549, 550, 551, 552, 553, 556, 557, 558, 559, 560, 562, 563, 564, 565, 566, 567, 569, 570, 571, 572, 573, 574, 575, 579, 582, 583, 584, 586, 587, 592, 593, 597, 599, 600, 601, 602, 603, 605, 607, 608, 609, 615, 618, 620, 622, 623, 624, 626, 627, 628, 629, 630, 631, 634, 635, 637, 638, 640, 643, 644, 646, 647, 648, 649, 650, 651, 652, 653, 654, 656, 657, 658, 2323, 2375 and 2416, an Order relative to authorizing the joint committee on Financial Services to make an investigation and study of certain current Senate documents relative to financial services issues (Senate, No. 2543);

Financial Services  
committee,-- study.

By Ms. Gobi, for the committee on Higher Education, on Senate, Nos. 739, 740, 743, 745, 746, 748, 749, 750, 753, 755, 766, 767, 770, 771, 772, 1120 and 2454, an Order relative to authorizing the joint committee on Higher Education to make an investigation and study of certain current Senate documents relative to higher education issues (Senate, No. 2541) [Senator Pacheco dissenting]; and

Higher Education  
committee,-- study.

By Mr. Finegold, for the committee on Public Service, on Senate, Nos. 1467, 1468, 1472, 1477, 1479, 1480, 1482, 1484, 1486, 1488, 1490, 1491, 1492, 1493, 1494, 1498, 1499, 1500, 1501, 1505, 1506, 1507, 1509, 1511, 1512, 1513, 1516, 1518, 1519, 1520,

Public Service  
committee,-- study.

1521, 1522, 1524, 1527, 1528, 1532, 1533, 1535, 1537, 1539, 1540, 1543, 1544, 1545, 1547, 1549, 1550, 1551, 1552, 1557, 1558, 1559, 1561, 1563, 1564, 1566, 1568, 1569, 1570, 1571, 1573, 1574, 1575, 1576, 1577, 1578, 1581, 1582, 1584, 1586, 1587, 1589, 1590, 1591, 1592, 1593, 1594, 1596, 1597, 1598, 2241, 2337, 2340, 2351 and 2444, an Order relative to authorizing the joint committee on Public Service to make an investigation and study of certain current Senate documents relative to public service issues (Senate, No. 2545);

**Severally referred, under Joint Rule 29, to the committees on Rules of the two branches, acting concurrently**

*Committees Discharged.*

Ms. Lovely, for the committees on Rules of the two branches, acting concurrently, reported, asking to be discharged from further consideration

Of the Senate Order relative to authorizing the joint committee on Municipalities and Regional Government to make an investigation and study of certain current Senate documents relative to municipalities and regional government issues (Senate, No. 2524);

Municipalities and Regional Government committee,-- study. Housing committee,-- study.

Of the Senate Order relative to authorizing the joint committee on Housing to make an investigation and study of certain current Senate documents relative to 40B legislation (Senate, No. 2526);

Housing committee,-- study.

Of the Senate Order relative to authorizing the joint committee on Housing to make an investigation and study of certain current Senate documents relative to public housing (Senate, No. 2527);

Housing committee,-- study.

Of the Senate Order relative to authorizing the joint committee on Housing to make an investigation and study of certain current Senate documents relative to condominiums, landlord-tenant matters and miscellaneous housing legislation (Senate, No. 2528);

Cannabis Policy committee,-- study.

Of the Senate Order relative to authorizing the joint committee on Cannabis Policy to make an investigation and study of certain current Senate documents relative to cannabis policy issues (Senate, No. 2531);

Of the Senate Order relative to authorizing the joint committee on Children, Families and Persons with Disabilities to make an investigation and study of certain current Senate documents relative to children, families and persons with disabilities issues (Senate, No. 2532);

Children, Families and Persons with Disabilities committee,-- study.

Of the Senate Order relative to authorizing the joint committee on Community Development and Small Businesses to make an investigation and study of certain current Senate documents relative to community development and small businesses issues (Senate, No. 2533); and

Community Development and Small Businesses committee,-- study.

Of the Senate Order relative to authorizing the joint committee Consumer Protection and Professional Licensure to make an investigation and study of certain current Senate documents relative to consumer protection and professional licensure issues (Senate, No. 2534);

Consumer Protection and Professional Licensure committee,-- study.

And recommending that the same severally be referred to the committee on Rules;

**Under Senate Rule 36, the reports were severally considered forthwith and accepted.**

PAPERS FROM THE HOUSE.

A petition (accompanied by bill, House, No. 4422) of Joseph D. McKenna and Ryan C. Fattman (by vote of the town) that the town of Webster be authorized to make permanent improvements to private ways and assess betterments in said town,-- **was referred, in concurrence, to the committee on Municipalities and Regional Government.**

Webster,-- road improvements.

Bills

Authorizing the Salem scholarship and education committee to provide scholarships from funds set aside for educational purposes (House, No. 4041,-- on petition) [Local approval received]; and

Salem,-- scholarship committee.

Relative to the charter of the town of Westwood (House, No. 4166,-- on petition) [Local approval received];

Westwood,-- town charter.

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

*Engrossed Bill.*

An engrossed Bill establishing a department of municipal finance in the town of Dennis (see House, No. 3635) (which originated in the House), **having been certified by the Senate Clerk to be rightly and truly prepared for final passage, was passed to be enacted and signed by the Acting President (Mr. Timilty) and laid before the Governor for his approbation.**

Bill laid before the Governor.

*Engrossed Bill Returned by Governor with Recommendation of Amendment.*

The engrossed Bill authorizing the appointment of special police officers in the town of West Bridgewater (see Senate, No. 2361, amended) (which on Monday, February 3, 2020, had been laid before the Governor for his approbation), was returned to the Senate Clerk by the Governor on, February 13, 2020, at five minutes before five o'clock P.M., with a message recommending an amendment.

West Bridgewater,-- special police officers.

The message (Senate, No. 2542) was read and the Senate proceeded to reconsider the bill, in accordance with the provisions of Article LVI of the Amendments to the Constitution.

**Pending action thereon, the bill was referred to the committee on Bills in the Third Reading, on motion of Mr. Tarr.**

PAPERS FROM THE HOUSE.

A Bill establishing a sick leave bank for Jodi DiMaggio, an employee of the trial court of the Commonwealth (House, No. 4600,-- on petition),-- was read.

Jodi DiMaggio,-- 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.**

*Orders.*

The following House Orders (severally approved by the committees on Rules of the two branches, acting concurrently) were considered as follows:

*Ordered,* That, notwithstanding the provisions of Joint Rule 10, the committee on Mental Health, Substance Use and Recovery be granted until Wednesday, April 15, 2020 within which time to make its final report on current House documents numbered 1697, 1699, 1709, 1712, 1724, 1733, 1734 and 1736.

Mental Health, Substance Use and Recovery,-- extension order.

**The rules were suspended, on motion of Mr. Tarr, and, after remarks, the order (House, No. 4372) was considered forthwith; and adopted, in concurrence.**

*Ordered,* That, notwithstanding the provisions of Joint Rule 10, the committee on Mental Health, Substance Use and Recovery be granted until Friday, March 20, 2020 within which time to make its final report on current House documents numbered 1716 and 1748.

Id.

**The rules were suspended, on motion of Mr. Tarr, and the order (House, No. 4371) was considered forthwith; and adopted, in concurrence.**

*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 validating the actions of the town of East Brookfield relative to the health insurance coverage of town employees and retirees of East Brookfield (House, No. 2167) (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.**

East Brookfield,--  
town employees.

*Distinguished Guests.*

There being no objection, the Chair (Mr. Timilty) handed the gavel to the Minority Leader, Mr. Tarr, for the purpose of an introduction. After remarks, Mr. Tarr introduced in the rear of the Chamber, Scouts from around the Commonwealth. Mr. Tarr then invited to the Rostrum, Jack Reilly, Bradeigh Peabody, William Lemoine, Regina Collura and Morris Yang. Also among the group were flag bearers, Daniel Roma, Ben Fuller, Elias Moris, Elizabeth Santos and Connor Zawadzki. The group presented the Senate with the 2019 Report on the State of Scouting in Massachusetts, as follows:

Scouts BSA,-- 2019  
report on scouting.

**Program Highlights**

- Cub Scouts (boys aged 6-10)
- Boy Scouts (boys aged 11-17)
- Learning For Life
- Explorers (boys and girls aged 11-17)
- Venturers' (boys and girls aged 14-20)
- Sea Scouts

**Membership**

- 486 Packs
- 609 Troops & Teams
- 81 Crews & Ships
- 51 Posts & Clubs
- 1,767 Girls in Cub Scouts
- 13,529 Adult Volunteers

**Achievements**

- 37,904 Merit Badges
- 970 New Eagles
- 4,250 STEM Badges
- 25,698 Rank Advancements
- 3,909 Citizenship Badges

**Service to Community**

- 275,101 Hours of service

Also in attendance for the presentation were Representatives Donato of Medford, McGonagle of Everett, Kelcourse of Amesbury, Hill of Ipswich and Minicucci of North Andover, Secretary of Veterans' Services Francisco Urena and His Excellency the Governor Charles D. Baker. Mr. Tarr then invited to the Rostrum, Anthony Fusaro, Daniel Maine, Chana Hogan, Hunter Bradford, Ryan Cusick and Evan Wood to present the report to the Governor.

The Senate applauded their accomplishments, the Governor addressed the Scouts, presented them with a Proclamation, and the scouts along with various troop leaders and parents seated in the Senate Gallery withdrew from the Chamber.

**UNCORRECTED PROOF.**

**On motion of Mr. Tarr, the report was ordered printed in the Journal of the Senate.**

Ordered printed.

*Order Adopted.*

On motion of Mr. Tarr,--

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

Time of meeting.

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