
The Commonwealth of Massachusetts

JOURNAL OF THE SENATE.



THURSDAY, MAY 14, 2020

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JOURNAL OF THE SENATE

Thursday, May 14, 2020

Met at a quarter past eleven o'clock A.M.

The President, 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 Community Economic Development Assistance Corporation (CEDAC) submitting its FY19 Annual Report (received May 12, 2020); and Communications from the Department of Public Health relative to plans of correction for the Massachusetts Treatment Center in Bridgewater inspected on February 26 and 27, 2020 and May 8, 2020 (received May 12, 2020).

CEDAC,-- FY19 report. SD2946 DPH,-- POC. SD2947

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 and Elizabeth A. Poirier for legislation to address challenges faced by restaurants and other establishments due to COVID-19;

Restaurants,-- COVID-19. SD2944

By Mr. Kennedy, a petition (accompanied by bill) (subject to Joint Rule 12) of Edward J. Kennedy for legislation relative to summer courses at virtual schools;

Virtual school,-- summer courses. SD2937

By Mr. Lesser, a petition (accompanied by bill) (subject to Joint Rule 12) of Eric P. Lesser and Thomas M. Petrolati for legislation to provide for the permanent protection and stewardship of the historic Lampson Brook Farm in Belchertown;

Belchertown,-- Lampson Brook Farm. SD2943

By Mr. Moore, a petition (accompanied by bill) (subject to Joint Rule 12) of Michael O. Moore and David Henry Argosky LeBoeuf for legislation to prohibit water, fire and other districts from shutting off water supplied to customers during the COVID-19 emergency; and

Water supply,-- shut off. SD2942

By the same Senator, a petition (accompanied by bill) (subject to Joint Rule 12) of Michael O. Moore for legislation to grant a certain classification and early retirement creditable service to trial court chief probation officers;

Probation officers,-- retirement. SD2945

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

Order.

Mr. Feeney presented an Order relative to granting the committee on Consumer Protection and Professional Licensure until June 30, 2020, within which time to make its final report on certain current Senate documents, relative to Consumer Protection and Professional Licensure Continued Extension Order (Senate, No. 2706).

Consumer Protection and Professional Licensure,-- extension order.

Referred, under Joint Rule 30, to the committees on Rules of the two branches, acting concurrently.

Reports of Committees.

By Ms. Lovely, for the committee on Rules of the two branches, acting concurrently, that Joint Rule 12 be suspended on the Senate petition of Paul R. Feeney for legislation for safe, healthy and inclusive elections.

Elections,-- safety.
SD2936

Senate Rule 36 was suspended, on motion of Mr. Rush, and the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on Election Laws.

Sent to the House for concurrence.

Resolutions.

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

Resolutions (filed by Ms. Spilka) “congratulating Gianluca “John” Nunzio Demartinis, Jr. on his elevation to the rank of Eagle Scout.”

Gianluca Nunzio
Demartinis, Jr.

PAPER FROM THE HOUSE

Engrossed Bill—State Loan.

An engrossed Bill to facilitate the delay of the income tax filing deadline (see House, No. 4677) (which originated in the House), having been certified by the Senate Clerk to be rightly and truly prepared for final passage, was put upon its final passage; and, this being a bill providing for the borrowing of money, in accordance with the provisions of Section 3 of Article LXII of the Amendments to the Constitution, the question on passing it to be enacted was determined by a call of the yeas and nays, at twenty-four minutes past eleven o’clock A.M., as follows, to wit (yeas 38 - nays 0) [**Yeas and Nays No. 187**]:

Income tax,--
filing delay.

YEAS.

- | | |
|--------------------------|-----------------------|
| Barrett, Michael J. | Hinds, Adam G. |
| Boncore, Joseph A. | Jehlen, Patricia D. |
| Brady, Michael D. | Keenan, John F. |
| Brownsberger, William N. | Kennedy, Edward J. |
| Chandler, Harriette L. | Lesser, Eric P. |
| Chang-Diaz, Sonia | Lewis, Jason M. |
| Collins, Nick | Lovely, Joan B. |
| Comerford, Joanne M. | Montigny, Mark C. |
| Creem, Cynthia Stone | Moore, Michael O. |
| Crighton, Brendan P. | O'Connor, Patrick M. |
| Cyr, Julian | Pacheco, Marc R. |
| DiDomenico, Sal N. | Rausch, Rebecca L. |
| DiZoglio, Diana | Rodrigues, Michael J. |
| Eldridge, James B. | Rush, Michael F. |
| Fattman, Ryan C. | Spilka, Karen E. |
| Feeney, Paul R. | Tarr, Bruce E. |
| Finegold, Barry R. | Timilty, Walter F. |
| Friedman, Cindy F. | Tran, Dean A. |
| Gobi, Anne M. | Welch, James T. – 38. |

NAYS – 0.

The yeas and nays having been completed at twelve o’clock noon, the bill was passed to be enacted, two-thirds of the members present having agreed to pass the

same, and it was signed by the President and laid before the Governor for his approbation.

Reports of Committees.

By Ms. Rausch, for the committee on Municipalities and Regional Government, on petition, a Bill authorizing the city of Gloucester to use certain lands for municipal school purposes (Senate, No. 2628);

Gloucester,--
municipal land use.

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

The following reports were laid before the Senate, the time within which the said committee was required to report having expired:-

Of the committee on Revenue, ought NOT to pass (under Joint Rule 10), on the petition (accompanied by bill, Senate, No. 2586) of Patrick M. O'Connor for legislation to exempt active duty military personnel from state income tax while based out of state.

Active military,--
exempt income tax.

The rules were suspended, on motion of the Mr. Welch; and, on motion of Mr. Brownsberger, the petition was recommitted to the Joint Committee on Revenue.

Of the committee on Revenue, ought NOT to pass (under Joint Rule 10), on the petition (accompanied by bill, Senate, No. 2605) of Eva Korpi for legislation to reduce the environmental impact of cigarette butts in streams, rivers, and in the ocean by increasing the tax on cigarettes by 100%.

Cigarette tax.

The rules were suspended, on motion of the Mr. Keenan; and, on motion of Mr. Brady, the petition was recommitted to the Joint Committee on Revenue.

PAPERS FROM THE HOUSE.

A Bill changing the name of the board of selectmen in the town of Dedham to the select board (House, No. 4704,-- on House, No. 4080) [Local approval received on House, No. 4080],-- was read.

Dedham,-- select
board.

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

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

Petition (accompanied by bill, House, No. 4721) of Jeffrey N. Roy, Jon Santiago and Nika C. Elugardo relative to elections and voting;

Elections and voting.

Under suspension of Joint Rule 12, to the committee on Election Laws.

Petition (accompanied by bill, House, No. 4717) of Lindsay N. Sabadosa and others that all persons who become unemployed as a result of COVID-19 have access to MassHealth coverage;

Covid-19,--
MassHealth
coverage.

Under suspension of Joint Rule 12, to the committee on Health Care Financing.

Petition (accompanied by bill, House, No. 4718) of Lindsay N. Sabadosa, Paul W. Mark and others relative to rent freeze and rent control during the state and federal state of emergency declarations of March, 2020;

Covid-19,-- rent
freeze.

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

Petition (accompanied by bill, House, No. 4719) of Dylan A. Fernandes relative to authorizing the county of Dukes County to borrow funds for fiscal years 2020 and 2021 as a result of COVID-19 based financial impacts;

Covid-19,-- Dukes
County funds.

Petition (accompanied by bill, House, No. 4720) of Josh S. Cutler and others relative to zoning for flood insurance rate maps by cities and towns;

Zoning,-- flood
insurance maps.

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

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 Public Service be granted until Friday, June 19, 2020 within which time to make its final report on current Senate documents numbered 1565, 2257 and 2267, and House documents numbered 35, 2163, 2251, 4049, 4254, 4542, 4562, 4568 and 4573.

Public Service,--
extension order.

The rules were suspended, on motion of Mr. Boncore, and the order (House, No. 4620) was considered forthwith; and adopted, in concurrence.

Ordered, That, notwithstanding the provisions of Joint Rule 10, the committee on Public Service be granted until Friday, June 19, 2020 within which time to make its final report on current Senate document numbered 1487.

Id.

The rules were suspended, on motion of Mr. Welch, and the order (House, No. 4661) was considered forthwith; and adopted, in concurrence.

Order Adopted.

On motion of Mr. Boncore,--

Ordered, That when the Senate adjourns today, it adjourn to meet again on Monday 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 Mr. Brady, at two minutes past twelve o'clock noon, the Senate adjourned to meet again on Monday next at eleven o'clock A.M.