

**The Commonwealth of Massachusetts**

---

**JOURNAL OF THE SENATE.**



**MONDAY, JUNE 1, 2020**

[52]

JOURNAL OF THE SENATE

Monday, June 1, 2020

Met at eleven minutes past eleven o'clock A.M. (Mr. Timilty in the Chair).

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

Pledge of allegiance.

Petitions.

Petitions were severally presented and referred as follows:

By Mr. Brady, a petition (accompanied by bill) (subject to Joint Rule 12) of Michael D. Brady for legislation to allow restaurants to sell grocery items and other nondurable items during the COVID-19 pandemic;

Restaurants,-- grocery items. SD2957

By Mr. Tran, a petition (accompanied by bill) (subject to Joint Rule 12) of Dean A. Tran for legislation to establish a sick leave bank for Patrick Burns, an employee of the Department of Correction; and

Patrick Burns,-- sick leave. SD2958

By the same Senator, a petition (accompanied by bill) (subject to Joint Rule 12) of Dean A. Tran and Sheila C. Harrington for legislation to establish a sick leave bank for Nicholas Asselin, an employee of the Department of Correction.

Nicholas Asselin,-- sick leave. SD2959

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

Orders.

Mr. Moore presented an Order relative to granting the committee on Public Safety and Homeland Security until July 15, 2020, within which time to make its final report on certain current Senate documents relative to public safety matters (Senate, No. 2728); and

Public Safety and Homeland Security,-- extension order.

Ms. Comerford presented an Order relative to granting the committee on Public Health until July 31, 2020, within which time to make its final report on a certain current Senate document relative to public health matters (Senate, No. 2729).

Public Health,-- extension order.

Severally referred, under Joint Rule 30 to the committee on Rules of the two branches, acting concurrently.

Reports of Committees.

By Ms. Comerford, for the committee on Public Health, on petition, a Bill recognizing pharmacists as healthcare providers (Senate, No. 1297);

Pharmacists,-- healthcare provider.

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

By Ms. Chang-Diaz, for the committee on Children, Families and Persons with Disabilities, on petition (accompanied by bill, Senate, No. 43), a Bill establishing a special commission on two-generation approaches to childhood education (Senate No. 2723);

Childhood education,-- special commission.

Read and, under Joint Rule 29, referred to the committees on Rules of the two branches, acting concurrently.

By Ms. Chang Diaz, for the committee on Children, Families and Persons with

Asset building,-- low income residents.

**UNCORRECTED PROOF.**

Disabilities, on petition (accompanied by bill, Senate, No. 38), a Bill to promote asset building for low income residents (Senate No. 2722);

By the same Senator, for the same committee, on petition (accompanied by bill, Senate, No. 49), a Bill relative to state assistance for funeral expenses (Senate No. 2724);

By the same Senator, for the same committee, on Senate, Nos. 31 and 58, a Bill relative to economic mobility for families with low-income (Senate, No. 2726);

By Ms. Gobi, for the committee on Higher Education, on petition (accompanied by bill, Senate, No. 738), a Bill ensuring students' access to academic transcripts (Senate No. 2727);

By Ms. Comerford, for the committee on Public Health, on petition, a Bill to combat V.I.P. syndrome to protect health care integrity and quality (Senate, No. 1298);

By the same Senator, for the same committee, on petition, a Bill prohibiting the sale of dextromethorphan to minors (Senate, No. 1333);

By Mr. Moore, for the committee on Public Safety and Homeland Security, on petition, a Bill relative to crime gun data reporting and analysis (Senate, No. 1388) [Senator Tran dissenting];

By the same Senator, for the same committee, on petition, a Bill relative to health education in women's correctional institutions (Senate, No. 1452);

By the same Senator, for the same committee, on petition, a Bill to ensure compliance with the anti-shackling law for pregnant incarcerated women (Senate, No. 1453);

By Mr. Pacheco, for the committee on State Administration and Regulatory Oversight, on petition, a Bill to increase competition and reduce costs for constructing water treatment plants (Senate, No. 1918); and

By the same Senator, for the same committee on Senate, No. 1899 and House, No. 2740, a Bill promoting governmental efficiency (Senate, No. 2725);

**Severally read and, under Senate Rule 27, referred to the committee on Ways and Mean.**

By Mr. Moore, for the committee on Public Safety and Homeland Security, on petition, a Bill relative to the safe transfer of individuals in emergency situations (Senate, No. 1394); and

By the same Senator, for the same committee, on Senate, No. 1436 and House, Nos. 2075 and 2104, a Bill relative to novelty sparklers (Senate, No. 1436);

**Severally read and, under Senate Rule 26, referred to the committee on Rules.**

PAPERS FROM THE HOUSE.

A Bill authorizing the city of Lynn to use certain park land in said city for combined sewer overflow control purposes (House, No. 4362,-- on petition), -- **was read and, under Senate Rule 27, referred to the committee on Ways and Means.**

A Bill relative to emergency action on FEMA Flood Insurance Rate Maps (House, No. 4720,-- on petition),-- **was read and, under Senate Rule 26, referred to the committee on Rules.**

A report of the committee on the Judiciary, asking to be discharged from further consideration of the petition (accompanied by bill, House, No. 4664) of Alyson M. Sullivan and others relative to prohibiting price gouging of goods, services and supplies during a declared public health emergency, and recommending that the same be referred to the committee on Consumer Protection and Professional Licensure,— **was considered forthwith, under Senate Rule 36, and accepted, in concurrence.**

Funeral expenses,--  
indigent persons.

Family  
homelessness,--  
assistance.  
Academic  
transcripts,-- student  
access.

V.I.P. Syndrome,--  
health care.

Dextromethorphan,--  
minors.

Criminal activity,--  
gun data.

Correctional  
institutions,--  
women's health.  
Anti-shackling law.

Water treatment  
plants,-- costs.

Governmental  
efficiency.

Emergencies,--  
transfer safety.

Novelty sparklers.

Lynn,-- park land.

FEMA Flood  
Insurance Rate Maps.

Price gouging,--  
public health  
emergency.

*Recess.*

There being no objection, at twelve minutes past eleven o'clock A.M., the Chair (Mr. Timilty) declared a recess subject to the call of the Chair; and at three minutes before twelve o'clock noon, the Senate reassembled, Mr. Timilty in the Chair.

Recess.

*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 House Bill to dissolve the Newburyport Redevelopment Authority and transfer its lands to the city of Newburyport (House, No. 4545),-- **was read a second time, ordered to a third reading, read a third time and passed to be engrossed, in concurrence, its title having been changed by the committee on Bills in the Third Reading as follows: "An Act to dissolve the Newburyport redevelopment authority and transfer its lands to the city of Newburyport."**

Newburyport  
Redevelopment  
Authority.

The House Bill authorizing the retirement board of the city of Salem to retire Brian Benson, a police officer of the city of Salem (House, No. 4621),-- was read a third time.

Salem,--  
Brian Benson.

Pending the question on passing the bill to be engrossed, Ms. Lovely presented an amendment in section 1, by inserting after the word "non-taxable", in line 13, the following words:- "to the extent allowable under state and federal law".

**The amendment was adopted.**

**The bill, as amended, was then passed to be engrossed, in concurrence, with the amendment.**

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

*Reports of Committees.*

By Ms. Lovely, for the committees of Rules of the two branches, acting concurrently, that Joint Rule 12 be suspended on the Senate petition of Diana DiZoglio, Lenny Mirra, Patrick M. O'Connor, David F. DeCoste and others for legislation to temporarily expand take-out and delivery options for local establishments licensed to sell alcoholic beverages.

Take-out options,--  
COVID-19.  
SD2952

**Senate Rule 36 was suspended, on motion of Mr. Tarr, and the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on Consumer Protection and Professional Licensure.**

By Ms. Lovely, for the committees of Rules of the two branches, acting concurrently, that Joint Rule 12 be suspended on the Senate petition of Julian Cyr and William L. Crocker, Jr. for legislation to establish a sick leave bank for William Marzilli, an employee of the Massachusetts Department of Transportation.

William Marzilli,--  
sick leave.  
SD2951

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

**Severally sent to the House for concurrence.**

PAPERS FROM THE HOUSE.

A Bill establishing a sick leave bank for Rebecca L. Stratford, an employee of Department of Correction (House, No. 4756,-- on House, No. 4724),-- was read.

Rebecca L.  
Stratford,--  
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.**

**UNCORRECTED PROOF.**

A petition (accompanied by bill, House, No. XXXX) of Michelle L. Ciccolo, Tommy Vitolo and others relative to authorizing remote participation at representative town meetings due to the COVID-19 emergency,-- **was referred, in concurrence, under suspension of Joint Rule 12, to the committee on Municipalities and Regional Government.**

COVID-19,-- remote town meetings.

*Reports of a Committee.*

By Mr. Finegold, for the committee on Public Service, on petition, a Bill authorizing Brian M. Belfiore to take the civil service examination for the position of firefighter in the city of Haverhill notwithstanding the maximum age requirement (Senate, No. 2623).

Haverhill,-- Brian M. Belfiore.

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

By Mr. Finegold, for the committee on Public Service, on petition, a Bill relative to the retirement group of Taunton Fire Department Mechanic Michael Perry (Senate, No. 2624).

Taunton,-- Michael Perry retirement.

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

*Recess.*

There being no objection, at twenty-three minutes before one o'clock P.M., the Chair (Mr. Timilty) declared a recess subject to the call of the Chair; and at one minute past five o'clock P.M., the Senate reassembled, Mr. Timilty in the Chair.

Recess.

PAPER FROM THE HOUSE.

The Senate Bill relative to municipal governance during the COVID-19 emergency (Senate, No. 2680),-- came from the House passed to be engrossed, in concurrence *with an amendment* striking out all after the enacting clause and inserting in place thereof the text of House document numbered 4752.

COVID-19,-- municipal governance.

The rules were suspended, on motion of Mr. Tarr, and after remarks, the House amendment was considered forthwith.

Mr. Rodrigues presented a motion that the Senate concur with the House amendment *with a further amendment* striking out all after the enacting clause and inserting in place there of the text of Senate document numbered 2733.

**The motion prevailed and the Senate concurred in the House amendment with the further amendment.**

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

*Order Adopted.*

On motion of Mr. Tarr,--

*Ordered*, That when the Senate adjourns today, it adjourn to meet again tomorrow at one o'clock P.M., and the Clerk be directed to dispense with the printing of a calendar.

Time of meeting.

On motion of the same Senator, at seven minutes past five o'clock P.M., the Senate adjourned to meet again tomorrow at one o'clock P.M.