

**The Commonwealth of Massachusetts**

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**JOURNAL OF THE SENATE.**



**MONDAY, FEBRUARY 3, 2020.**

JOURNAL OF THE SENATE

Monday, February 3, 2020.

Met at fourteen minutes before twelve o'clock noon (Mr. Boncore the Chair) (having been appointed by the President, under authority conferred by Senate Rule 4, to perform the duties of the Chair).

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

Pledge of allegiance.

Reports of Committees.

By Ms. Jehlen, for the committee on Elder Affairs, on Senate, Nos. 350, 351, 353, 354, 369, 370, 371, 374, 375, 378 and 2207 and House No. 612, an Order relative to authorizing the joint committee on Elder Affairs to make an investigation and study of certain current Senate and House documents relative to elder issues (Senate, No. 2487); and

Elder Affairs committee,-- study.

By Mr. Eldridge, for the committee on the Judiciary, on Senate, Nos 821, 822, 826, 827, 828, 829, 830, 831, 833, 836, 837, 838, 839, 841, 842, 847, 848, 849, 851, 852, 853, 854, 856, 857, 858, 859, 860, 862, 863, 864, 865, 866, 867, 868, 870, 871, 872, 873, 874, 875, 876, 877, 878, 879, 880, 881, 882, 883, 884, 885, 887, 888, 889, 891, 892, 893, 894, 895, 896, 897, 900, 901, 903, 904, 906, 907, 908, 909, 910, 911, 912, 914, 915, 916, 917, 918, 919, 920, 921, 922, 924, 925, 926, 927, 929, 930, 932, 933, 934, 935, 936, 938, 940, 941, 943, 944, 945, 947, 948, 949, 950, 951, 953, 954, 955, 957, 958, 959, 961, 964, 965, 966, 967, 968, 969, 970, 971, 972, 973, 974, 975, 976, 977, 979, 980, 981, 986, 987, 988, 990, 991, 992, 993, 994, 996, 997, 998, 1000, 1001, 1002, 1003, 1004, 1005, 1006, 1007, 1008, 1009, 1010, 1011, 1014, 1015, 1016, 1017, 1018, 1019, 1020, 1021, 1022, 1023, 1024, 1025, 1026, 1027, 1028, 1029, 1030, 1032, 1033, 1034, 1035, 1036, 1038, 1039, 1040, 1871, 2227, 2274, 2342 and 2382, an Order relative to authorizing the joint committee on the Judiciary to make an investigation and study of certain current Senate documents relative to judicial issues (Senate, No. 2496);

Judiciary committee,- study.

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 petition (accompanied by bill, Senate, No. 1797) of Bruce E. Tarr and Harriette L. Chandler for legislation to provide for Science and Technology Policy Fellows,-- and recommending that the same be referred to the committee on Rules;

Science and Technology Policy Fellowship.

Under Senate Rule 36, the report was considered forthwith and accepted. Sent to the House for concurrence in the discharge of the joint committee.

Ms. Lovely, for the committees on Rules of the two branches, acting concurrently, reported, asking to be discharged from further consideration of the Senate Bill relative to improving access to treatment for individuals with perinatal substance use disorder (Senate, No. 2482),-- and recommending that the same be referred to the committee on

Perinatal,-- substance use.

Rules;

**Under Senate Rule 36, the report was considered forthwith and accepted.**

PAPERS FROM THE HOUSE.

Notice was received from the House of Representatives announcing the following appointment by the Minority Leader:

Representative Kimberly Ferguson of Holden (under Section 11 of Chapter 123 of the Acts of 2019) to the Commission on Family Care and Child Care Services.

Family Care and Child Care Services Commission.

A petition (accompanied by bill, House, No. 4350) of Thomas A. Golden, Jr., and others (with the approval of the city council) relative to municipal elections in the city of Lowell,-- **was referred, in concurrence, to the committee on Election Laws.**

Lowell,-- elections.

A Bill authorizing the town of Mashpee to convey certain town owned conservation land to Mark and Donna Lopez (House, No. 4346,-- on House, No. 4191) [Local approval received on House, No. 4191],-- **was read and, under Senate Rule 26, placed in the Orders of the Day for the next session.**

Mashpee,-- conservation land.

*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 Senate Bill authorizing the town of Halifax to continue the employment of Robert G. Gaynor (Senate, No. 2393) (its title having been changed by the committee on Bills in the Third Reading),-- **was read a third time and passed to be engrossed.**

Halifax,-- Robert G. Gaynor.

*Remarks of Senator Ryan C. Fattman.*

I rise today, with a heavy heart, to bring attention to an issue important to every man, woman, child, mother, father, husband, or wife in our Commonwealth.

Remarks of Senator Ryan C. Fattman.

No one who's a victim of domestic violence should lose their job because they are unable to attend work due to injuries they sustained from domestic abuse.

Just a short year ago, Amanda Dabrowski's life was on the move and heading for success.

Then, in April of 2019, Amanda, originally from the town of Webster that I represent, was brutally attacked in a home invasion.

A man, whom Amanda dated briefly, broke into her house while wearing a mask, stunned her with a Taser, and choked her.

Amanda successfully fought off the attack using kitchen knives to defend herself and pushing her attacker out of an open window.

Amanda immediately reported this attack to the police, while the perpetrator fled the country. Amanda did everything in her power to protect herself following the attack. She obtained an abuse protection order. That order expired on June 3rd.

Following this attack, Amanda, understandably missed a few days from work. She was employed by a temp agency at that time and worked for a local bio-pharmaceutical company.

Amanda had received good reviews for her job performance, was promoted, and recently had her contract extended due to her excellent work performance.

Amanda's mother contacted the employer the day after the attack, informing them that her daughter had been attacked and was recovering in the hospital. The employer responded and asked Amanda to bring in a doctor's note upon her return to work.

The very next day, Amanda was notified that her job had been terminated. Amanda essentially lost her job as a result of being a victim of domestic violence. The ability of the temp agency and the pharmaceutical company to terminate Amanda's contract in this manner was protected by a loophole in current law.

Sadly, on July 3rd, 2019, months after being victimized and unfairly losing her job, Amanda would once again be a victim.

On this evening, she met with members of her book club at a Worcester restaurant. It was around 8 p.m. when she excused herself and headed to the ladies' room. As Amanda exited the bathroom, she was met by the same abusive ex-boyfriend who had previously fled the country. This time he was armed with two knives, and he stabbed Amanda between 15 and 20 times. At 11:42 that evening, Amanda lost her life at UMass Medical Center.

In Amanda's honor, the Dabrowski family - who are here with us today - would like to make sure that something good comes out of this very tragic situation.

They would like to ensure that the loophole in current law that allows for the termination of those employed by temp agencies and who are victims of domestic violence - like their daughter - is CLOSED.

This is why I am proud to announce today, I will be filing legislation with Rep Joe McKenna of Webster to make sure that what happened following the initial violent attack on Amanda Dabrowski, in regards to her losing her job, does not happen to anyone else here in the Commonwealth.

Victims of domestic violence need to be protected, and this legislation will be one step in strengthening our laws to make sure this happens. I would humbly ask my fellow legislators, in both the House and the Senate, to support this bill and sign on as co-sponsors. What happened to Amanda Dabrowski should never be allowed to happen again.

Mr. President, I end where I began today:

No one who's a victim of domestic violence should lose their job because they are unable to attend work due to the injuries they sustained from domestic abuse.

Thank you.

**On motion of Mr. O'Connor, under the provisions of Senate Rule 6, the above remarks were printed in the Journal of the Senate.**

#### PAPERS FROM THE HOUSE.

A Bill establishing a sick leave bank for Susan Edwards, an employee of the Department of Developmental Services (House, No. 4315,-- on petition),-- was read.

Susan Edwards,--  
sick leave.

**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.**

A Bill establishing a sick leave bank for Michael A. Daigle, an employee of the Department of Correction (House, No. 4321,-- on House, No. 4314),-- was read.

Michael A. Daigle,--  
sick leave.

**There being no objection, the rules were suspended, on motion of Mr. O'Connor, 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. 4358) of William C. Galvin, Walter F. Timilty and William J. Driscoll, Jr., that the Appalachian Mountain Club Ponkapoag Cabins at Blue Hills Reservation in the town of Randolph be placed in the historic curatorship program within the Department of Conservation and Recreation;

Randolph,--  
curatorship program.

**Under suspension of Joint Rule 12, to the committee on Environment, Natural Resources and Agriculture.**

Petition (accompanied by bill, House, No. 4362) of Peter Capano (with the approval of the mayor and city council) for legislation to authorize the city of Lynn to acquire land from The West Lynn National Little League Inc., and to authorize the Lynn Water and Sewer Commission to use certain park land for combined sewer overflow control;

Lynn,-- land acquisition.

**Under suspension of Joint Rule 12, to the committee on the Municipalities and Regional Government.**

Petition (accompanied by bill, House, No. 4361) of Paul K. Frost relative to tax assessments of certain horticultural land;

Horticultural land,-- tax assessments.

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

Petition (accompanied by bill, House, No. 4350) of Randy Hunt that a certain bridge in the town of Sandwich on state Route 6A be designated as the Commander Francis T. Williams and Sandwich veterans memorial bridge; and

Sandwich,-- bridge designation.

Petition (accompanied by bill, House, No. 4359) of Bradley H. Jones, Jr., Richard M. Haggerty and others for legislation to authorize the Registry of Motor Vehicles to issue distinctive registration plates for Medal of Liberty recipients;

Medal of Liberty recipients,-- plates.

**Severally, under suspension of Joint Rule 12, to the committee on Transportation.**

*Moment of Silence.*

At the request of the Chair (Mr. Boncore), the members, guests and staff stood in a moment of silence and reflection to the memory of Judge David E. Harrison.

Moment of silence.

*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. Boncore) and laid before the Governor for his approbation, to wit:

Further regulating the procedure for municipal acceptance of subdivision roads in the town of Hingham (see Senate, No. 2242); and

Bills laid before the Governor.

Authorizing the appointment of special police officers in the town of West Bridgewater (see Senate, No. 2361, amended).

*Order Adopted.*

On motion of Mr. Timilty,--

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

Time of meeting.

*Adjournment in Memory of Judge David E. Harrison*

The Senator from Essex and Middlesex, Mr. Tarr, requested that when the Senate adjourns today it adjourns in the memory of Judge David E. Harrison of Gloucester who passed away on December 1 at the age of 86.

David graduated from Gloucester High School, class of 1951 and from Tufts University in 1955 where in addition to his studies, he was a standout athlete playing football, basketball, and lacrosse. Until recently broken, David held the record for decades for the most passes caught in a single game.

David served in the US. Army in Hanau, Germany. After serving his country, he returned to the United States, working first in NYC and Philadelphia. He became an NCAA

lacrosse official. He continued his collegiate lacrosse officiating and added high school and college football officiating. He was the referee at many Ivy League football games, including the Harvard-Yale game, Yankee Conference games, the last Division 1 game between Boston College and Holy Cross and many others contests, including a football game between Villanova and the University of Rhode Island in October 1989, played in Milan, Italy.

David was an avid sports fan. He attend three summer Olympic Games, the winter Olympic Games in Salt Lake City, Super Bowl Games, the Red Sox World Series, the Celtics championships, a Final Four game, and the exciting Muhammed Ali-Joe Frazer Fight at Madison Square Garden. Additionally, David was an avid sports participant; he ran and successfully completed the Boston Marathon in 1996. David was also a dedicated fan of the Massachusetts Special Olympics wheelchair track events where his son Michael competes annually. Continuing his interest in sports for all, David served as a member of the Bay States Games' volunteer board of directors for 25 years and in 2015 was inducted into the Bay State Games Hall of Fame.

David enjoyed Democratic politics, serving four terms as a member of the Massachusetts House of Representatives, and in 1968, was elected as Chairman of the Massachusetts Democratic Party. He also served as the Gloucester Democratic City Committee Chairman for many years, receiving its Lifetime Achievement Award in 2012. David helped coordinate national presidential campaigns as the New England coordinator for George McGovern in 1972 and in 1968, winning both the North Dakota and South Dakota primaries for Robert Kennedy. His liberal politics guided him and he held George McGovern as his personal hero, bringing Senator McGovern to speak at Gloucester City Hall in 2009.

During his tenure in the Massachusetts Legislature, Harrison earned his law degree from New England School of Law, and in 1988, he was appointed presiding judge of the Gloucester District Court, a position he held for 14 years until his retirement. David was especially concerned with domestic violence and co-chaired a judges committee to establish various programs to confront this issue. It was, however, the juvenile court that was most important for David. Each child learned that he or she had an opportunity for a second chance. David was an active member of a committee established through the Judges Conference to bring respect for the rule of law in other countries. He participated in rule of law conferences in China, Macedonia, Cuba, and Hungary, including teaching at a conference in Muscat, Oman. He and Michele were fortunate to have traveled extensively. It was their last trip to Barcelona in late May, 2019, where the brain tumor glioblastoma was discovered.

David received the Distinguished Services to Tufts, Profession, and Community Award from the Tufts University Alumni Association in 1991 and the MIAA Distinguished Service Award in 1992. He served as a trustee of the Cape Ann Savings Bank for many years prior to his judicial appointment.

David was predeceased by his father Lester W. Harrison, a long-time vice president of the Cape Ann Savings Bank; his mother Hazel O. Harrison, a registered nurse and Army veteran who cared for soldiers in WWII in England; his brother Dean W. Harrison; and his niece Jennifer Harrison McNamara.

He is survived by his wife of almost 50 years Michele. He leaves his son, Michael Harrison of Beverly; and his daughter Lisa Harrison; and her wife Ivana Lucero, of Beverly. He also leaves his sister-in-law, Nancy B. Harrison of Gloucester; his nephew Dean W. Harrison; his wife Judith Clark and their sons Owen Harrison and Beckett Harrison, all of Pennington, New Jersey.

Accordingly, as a mark of respect in memory of Judge David E. Harrison, at two minutes past twelve o'clock noon, on motion of Mr. Fattman, the Senate adjourned to meet

again on Wednesday next at eleven o'clock A.M.

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