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**The Commonwealth of Massachusetts**

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**JOURNAL OF THE SENATE.**



**MONDAY, AUGUST 17, 2020**

## JOURNAL OF THE SENATE

Monday, August 17, 2020.

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

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Pledge of allegiance.

### *Report.*

Report from the Executive Office of Public Safety and Security (pursuant to Massachusetts General Laws chapter 140 section 131J, subsection 2) submitting its annual report on Electronic Control Weapons in Massachusetts for the year 2018 (received August 17, 2020),-- **was placed on file.**

EOPSS report,-- SD3033.

### *Reports of Committees.*

By Mr. Lewis, for the committee on Education, on petition (accompanied by bill, Senate, No. 2814), an Order relative to authorizing the joint committee on Education be authorized and directed to make an investigation and study of a certain current Senate relative to a moratorium of the Massachusetts Comprehensive Assessment System (Senate, No. 2899); and

Education committee,-- study.

By Ms. Jehlen, for the committee on Elder Affairs, on Senate, Nos. 352, 376, 2731 and 2376, an Order relative to authorizing the joint committee on Elder Affairs be authorized and directed to make an investigation and study of certain current Senate documents relative to elder issues (Senate, No. 2900);

Elder Affairs committee,-- study.

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

### PAPER FROM THE HOUSE

#### *Emergency Preamble Adopted.*

An engrossed Bill establishing a sick leave bank for Paul McBrien, an employee of the trial court of the commonwealth (see House, No. 4795), having been certified by the Senate Clerk to be rightly and truly prepared for final passage and containing an emergency preamble,-- was laid before the Senate; and, a separate vote being taken in accordance with the requirements of Article LXVII of the Amendments to the Constitution, the preamble was adopted in concurrence, by a vote of 2 to 0.

Paul McBrien,-- sick leave.

**The bill was signed by the Acting President (Mr. Timilty) and sent to the House for enactment.**

### *Resolutions.*

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

Resolutions (filed by Ms. Lovely) "congratulating Aidan T. Linehan on his elevation to the rank of Eagle Scout".

Aidan T. Linehan.

*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 amending recall elections procedures in the town of Charlton (House, No. 4034) (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.**

Charlton,-- election procedures.

*Report of a Committee.*

By Ms. Lovely, for the committee on Rules, reported that the following matter be placed in the Orders of the Day for the next session:

The House Bill changing the position of treasurer in the county of Dukes County to an appointed position (House, No. 4673).

Dukes County,-- position.

There being no objection, the rules were suspended, on motion of Mr. Tran, and the bill was read a second time.

Pending the question on ordering the bill to a third reading, Mr. Cyr presented an amendment in section 4, by inserting after the word "ballot", in line 23, the following words:- "by the state secretary";

By striking out section 5 and inserting in place thereof the following section:-

"SECTION 5. Not later than 60 days before the 2020 state election, the county commissioners of the county of Dukes County shall prepare and submit to the state secretary a fair, concise summary of this act to appear with the question in section 4."; and

In section 6, by striking out, in lines 35 and 36, the words "until such treasurer is done serving his or her term or if he or she sooner vacates" and inserting in place thereof the following words:- "until the expiration of the term for which the treasurer was elected or if the treasurer sooner vacates the office".

**The amendment was adopted.**

**The bill, amended, was then ordered to a third reading, read a third time and passed to be engrossed, in concurrence.**

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

PAPERS FROM THE HOUSE

*Engrossed Bills.*

The following engrossed bills (all of which originated in the House), 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. Timilty) and laid before the Governor for his approbation, to wit:

Relative to the gender neutral redraft of the home rule charter of the town of Easton (see House, No. 3984, amended);

Bills laid before the Governor.

Authorizing the town of Hanover to grant 13 additional licenses for the sale of alcoholic beverages to be drunk on the premises (see House, No. 4312, amended);

Authorizing the town of Clinton to grant an additional license for the sale of all alcoholic beverages not to be drunk on the premises (see House, No. 4337); and

Authorizing the town of Lunenburg to grant an additional license for the sale of wine and malt beverages not to be drunk on the premises (see House, No. 4644).

*Order Adopted.*

On motion of Mr. Tran,--

*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.

*Moment of Silence.*

At the request of the Chair (Mr. Timilty), the members, guests and staff stood in a moment of silence and reflection in memory of Alexander Scott.

Moment of silence.

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*Adjournment in Memory of Alexander Scott.*

Mr. Lesser of Longmeadow presented a request that when the Senate adjourn today, it do so in memory of Alexander "Alex" Jan Scott, a native of Western Massachusetts.

Alex was born on May 30, 1972 to Roy A. Scott of Wilbraham, MA and Frigga Breitenoder of Badenweiler, Germany. After serving as president of his senior class at Tilton Academy, Alex went on to graduate cum laude from Western New England College, and from Simons Institute of Funeral Service.

Alex lived his life in the service of others as a funeral director. It was his dream from a young age, and he would eventually serve for 25 years in the profession. Most recently, Alex was Senior Licensed Funeral Director and Director of Public Relations at the Duksa Family Funeral Homes (Newington Memorial and Burrill Hill) in Connecticut. Alex also served as President of the Connecticut Funeral Directors Association. In 2017, he was selected as a Paul Harris Fellow in recognition of his contributions to his community.

Alex appreciated humor, and he never failed to make others laugh with his jokes and stories. He was a beloved friend to all who knew him and was always on hand to listen and to lend a helping hand. Alex appreciated the finer things in life—his Mercedes Benz, a gourmet meal, or a well-tailored suit—but it was his family and friends that were always most precious to him. Alex was larger than life, and his presence will be sorely missed by all who knew and loved him.

He leaves behind a large and loving family. He was the brother of Christopher Scott and his wife Sarah of Westfield, MA, step-son of Mary Ellen Scott of Wilbraham, MA, step-brother of Patricia Canavan and James Gosselin of South Hadley, MA, Andrea Canavan and Thomas Eacobacci of Fort Lauderdale, FL, loving nephew to his two aunts Helen Eldred of East Montpelier, VT and Maudie Ansaldi of West Springfield, MA and a wonderful uncle to William, Andrew, Nora, Jack, Robert, Patrick, Joey, Jay, and Thomas. He also leaves his loving partner, Patrick Hamilton, and their Yorkshire Terrier, Lucy.

Accordingly, as a mark of respect in memory of Alexander "Alex" Jan Scott, at twenty minutes past eleven o'clock A.M., on motion of Mr. Tran, the Senate adjourned to meet again on Thursday next at eleven o'clock A.M.

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