

The Commonwealth of Massachusetts

JOURNAL OF THE SENATE.



THURSDAY, OCTOBER 29, 2020

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JOURNAL OF THE SENATE

Thursday, October 29, 2020.

Met at fourteen minutes past eleven o'clock A.M. (Mr. Boncore in 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.

Communications.

The following communications were severally received and placed on file, to wit: Communications from the Honorable Karen E. Spilka, President of the Senate, announcing the following appointments:

Mary Lampert (pursuant to Section 14 of Chapter 188 of the Acts of 2016) to the Nuclear Decommissioning Citizens Panel Advisory (received October 26, 2020); and

NDCPA,-- appointment.

Senator Adam Hinds (pursuant to Section 22 of Chapter 132 of the Acts of 2019) to the Special Commission to study and make recommendations concerning the long term fiscal health of rural school districts that are facing or may face declining student enrollment (received October 26, 2020).

Rural school districts,-- appointment.

Report.

Report of the Department of Early Education and Care (pursuant to Section 2IIIII(e) of Chapter 29 of the General Laws) submitting its report on the Early Education and Care Public-Private Trust Fund (received October 26, 2020),-- was placed on file.

EEC,-- public-private trust fund report. SD3089

PAPER FROM THE HOUSE.

A petition (accompanied by bill, House, No. 5075) of Kate Hogan (by vote of the town) that the town of Maynard be authorized to grant one additional license for the sale of all alcoholic beverages not to be drunk on the premises,-- was referred, in concurrence, to the committee on Consumer Protection and Professional Licensure.

Maynard,-- liquor license.

Reports of Committees.

By Mr. Rodrigues, for the committee on Ways and Means, that the Senate Bill relative to insurance coverage for PANDAS/PANS (Senate, No. 613),-- ought to pass, with an amendment substituting a new draft entitled "An Act requiring certain insurance coverage for pediatric autoimmune neuropsychiatric disorders and pediatric acute-onset neuropsychiatric syndrome" (Senate, No. 2935).

Insurance,-- PANDAS/PANS.

There being no objection, the rules were suspended, on motion of Mr. Lewis, and the bill was read a second time and was amended, as recommended by the committee on Ways and Means.

After remarks, the bill (Senate, No. 2935) was then ordered to a third reading, read a third time and passed to be engrossed.

Sent to the House for concurrence.

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

Of the committee on Labor and Workforce Development , ought NOT to pass (under Joint Rule 10), on the petition (accompanied by bill, Senate, No. 1045) of Michael D. Brady, Jason M. Lewis, Mike Connolly, Anne M. Gobi and other members of the General Court for legislation to ensure minimum wage and paid family medical leave benefits for municipal employees.

Municipal employees,-- benefits.

The rules were suspended, on motion of the Mr. Tarr, and, on motion of the same Senator, the petition was recommitted to the Joint Committee on Labor and Workforce Development.

Of the committee on Labor and Workforce Development , ought NOT to pass (under Joint Rule 10), on the petition (accompanied by bill, Senate, No. 1062) of Viriato M. deMacedo and Alan Silvia for legislation relative to wage theft and due process.

Wage theft.

The rules were suspended, on motion of the Mr. Tarr, and, on motion of the same Senator, the petition was recommitted to the Joint Committee on Labor and Workforce Development.

Of the committee on Labor and Workforce Development , ought NOT to pass (under Joint Rule 10), on the petition (accompanied by bill, Senate, No. 1064) of Sal N. DiDomenico, Attorney General Maura Healey, Jason M. Lewis, Dylan A. Fernandes and other members of the General Court for legislation relative to enhanced enforcement of civil penalties.

Civil penalties,-- enforcement.

The rules were suspended, on motion of the Mr. Tarr, and, on motion of the same Senator, the petition was recommitted to the Joint Committee on Labor and Workforce Development.

Of the committee on Labor and Workforce Development , ought NOT to pass (under Joint Rule 10), on the petition (accompanied by bill, Senate, No. 1066) of Sal N. DiDomenico, Harriette L. Chandler, Thomas M. Stanley, Walter F. Timilty and other members of the General Court for legislation to prevent wage theft, promote employer accountability, and enhance public enforcement.

Wage theft.

The rules were suspended, on motion of the Mr. Tarr, and, on motion of the same Senator, the petition was recommitted to the Joint Committee on Labor and Workforce Development.

Of the committee on Labor and Workforce Development , ought NOT to pass (under Joint Rule 10), on the petition (accompanied by bill, Senate, No. 1082) of Patricia D. Jehlen, Tricia Farley-Bouvier, James B. Eldridge, Sean Garballey and other members of the General Court for legislation to require one fair wage.

Fair wage.

The rules were suspended, on motion of the Mr. Tarr, and, on motion of the same Senator, the petition was recommitted to the Joint Committee on Labor and Workforce Development.

Of the committee on Labor and Workforce Development , ought NOT to pass (under Joint Rule 10), on the petition (accompanied by bill, Senate, No. 1102) of Patrick M. O'Connor and Rebecca L. Rausch for legislation relative to the scheduling of employees.

Employees,-- scheduling.

The rules were suspended, on motion of the Mr. Tarr, and, on motion of the same Senator, the petition was recommitted to the Joint Committee on Labor and Workforce Development.

Of the committee on Labor and Workforce Development , ought NOT to pass (under Joint Rule 10), on the petition (accompanied by bill, Senate, No. 1107) of Marc R. Pacheco for legislation to clarify employer sanctions for improper expenditure of withholdings or deductions from wage.

Wages,-- deductions and withholdings.

The rules were suspended, on motion of the Mr. Tarr, and, on motion of the same Senator, the petition was recommitted to the Joint Committee on Labor and

Workforce Development.

Of the committee on Labor and Workforce Development , ought NOT to pass (under Joint Rule 10), on the petition (accompanied by bill, Senate, No. 1110) of Marc R. Pacheco, Tommy Vitolo, Mike Connolly, Joanne M. Comerford and other members of the General Court for legislation relative to the scheduling of employees.

Employees,-- scheduling.

The rules were suspended, on motion of the Mr. Tarr, and, on motion of the same Senator, the petition was recommitted to the Joint Committee on Labor and Workforce Development.

Matters Taken Out of the Orders of the Day.

There being no objection, the following matters were taken out of the Orders of the Day and considered as follows:

The Senate Bill authorizing the investment of trust funds benefiting the town of Sherborn library (Senate, No. 2909),-- **was read a third time and passed to be engrossed. Sent to the House for concurrence.**

Sherborn library,-- trust funds.

The House Bill providing survivor benefits to Ava Roy, the daughter of fallen firefighter Christopher Roy (House, No. 4826),-- **was read a third time and passed to be engrossed, in concurrence.**

Christopher Roy,-- benefits.

PAPERS FROM THE HOUSE

Emergency Preamble Adopted.

An engrossed Bill authorizing the University of Massachusetts to convey a certain parcel of land and buildings to the city of Waltham (see House, No. 4927, amended), 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.

Waltham,-- UMass land.

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

Engrossed Bill.

An engrossed Bill relative to the transfer and sale of a certain parcel of land in the town of Tewksbury (see Senate, No. 2384, amended) (which originated in the Senate), **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. Boncore) and laid before the Governor for his approbation.**

Bill laid before the Governor.

Order.

The following House Order (approved by the committees on Rules of the two branches, acting concurrently) was considered forthwith as follows:

Ordered, that notwithstanding the provisions of Joint Rule 10, the committee on Housing be granted until Saturday, October 31, 2020 within which time to make its final report on current House document numbered 4718.

Housing,-- extension order.

The rules were suspended, on motion of Mr. Tarr, and after remarks, the order (House, No. 4918) was considered forthwith; and, was adopted, in concurrence.

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

Petition (accompanied by bill, House, No. 5083) of Antonio F. D. Cabral, William M.

Polling place

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Straus and others relative to polling place security and integrity;

security.

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

Petition (accompanied by bill, House, No. 5084) of James M. Murphy relative to certain insurance requirement relief during the Governor's COVID-19 emergency declaration;

COVID-19,--
insurance relief.

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

Order Adopted.

On motion of Mr. Tarr,--

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 the same Senator, at twenty-six minutes before twelve o'clock noon, the Senate adjourned to meet again on Monday next at eleven o'clock A.M.