

**The Commonwealth of Massachusetts**

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**JOURNAL OF THE SENATE.**



**MONDAY, JULY 20, 2020**

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JOURNAL OF THE SENATE

Monday, July 20, 2020.

Met at twenty-two minutes past eleven o'clock A.M. (Mr. Crighton in the Chair).

The Chair (Mr. Crighton), 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 Honorable Bruce E, Tarr, Senate Minority Leader (pursuant to Chapter 93 of the Acts of 2020) appointing Hiram Shah of Wilmington to serve as his appointee to the task force to study and make recommendations to the general court that address health disparities for underserved or underrepresented populations based on culture, race, ethnicity, language, disability, gender identity, sexual orientation, geographic location, including, but not limited to, gateway cities with hospitals dedicated to caring for patients who test positive for COVID-19, and age in the commonwealth during the COVID-19 pandemic (received July 17, 2020); and

COVID-19,-- task force.

Communication from the Office of the Comptroller (pursuant to Section 6B of Chapter 29 of the General Laws) submitting its quarterly report on the status of federal funds applied for, received and expended in the fourth quarter of fiscal year 2020 (received July 9, 2020).

Comptroller,-- federal fund report. SD3008

Reports.

The following reports were severally received and placed on file to wit:

Report of the Justice Reinvestment Policy Oversight Board (pursuant to Section 11 of Chapter 7D of the General Laws) submitting its report on Data Collection and Reporting in the Massachusetts Criminal Justice System (received July 14, 2020); and

JRPOB,-- criminal justice system report. SD3009

Report of the Department of Unemployment Assistance (pursuant to Section 14F of Chapter 151A of the General Laws) submitting the June 2020 Unemployment Insurance Trust Fund report (received July 10, 2020).

DUA,-- June 2020 report. SD3010

Reports of Committees.

By Mr. Welch, for the committee on Financial Services, on petition, a Bill relative to ambulance service reimbursement (Senate, No. 665);

Ambulance service,-- reimbursement.

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

By Mr. Moore, for the committee on Public Safety and Homeland Security, on petition, a Bill to protect the civil rights and safety of all Massachusetts residents (Senate, No. 1401) [Representative Walsh of Peabody dissenting];

Immigration enforcement,-- civil rights.

Read and, under Senate Rule 27, referred to the committee on Ways and Means.

PAPER FROM THE HOUSE.

Report of the committee on Public Safety and Homeland Security, asking to be discharged from further consideration of the message from His Excellency the Governor

Police officer standards.

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to improve police officer standards and accountability and to improve training (printed in House, No. 4794),-- and recommending that the same be referred to the committee on House Ways and Means,-- **was considered forthwith, under Senate Rule 36, and accepted, in concurrence in so much as relates to the discharge of the joint committee.**

*Resolutions.*

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

Resolutions (filed by Mr. Pacheco) “commending Elizabeth Densmore on her 26 years of service to the Wareham Emblem Club #99 in the town of Wareham”; and

Resolutions (filed by Mr. Pacheco) “congratulating Minnetta Howland Holmes Nystrom on her one hundredth birthday.”

Elizabeth Densmore.

Minnetta Howland  
Holmes Nystrom.

*Matter Taken Out of the Orders of the Day.*

Mr. Timilty in the Chair, there being no objection, the following matter was taken out of the Orders of the Day and considered as follows:

The House Bill relative to the Revere & Son Heritage Trust Corporation (House, No, 4834),-- **was read a third time and passed to be engrossed, in concurrence.**

Revere & Son  
Heritage Trust Corp.

*Reports of Committees.*

Mr. Crighton in the Chair, by Mr. Rodrigues, for the committee on Ways and Means, that the Senate Bill modernizing the credit union laws (Senate, No. 2470),-- ought to pass, with an amendment substituting a new draft with the same title (Senate, No. 2828).

Credit union laws,--  
modernization.

**There being no objection, the rules were suspended, on motion of Mr. Timilty, 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. 2828) was then ordered to a third reading, read a third time and passed to be engrossed.**

**Sent to the House for concurrence.**

By Mr. Rodrigues, for the committee on Ways and Means, that the Senate Bill to address challenges faced by restaurants and other establishments due to COVID-19 (Senate, No. 2730),-- ought to pass, with an amendment substituting a new draft with the same title (Senate, No. 2830).

Restaurants,--  
COVID-19.

**There being no objection, the rules were suspended, on motion of Mr. Timilty, 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. 2830) 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 were laid before the Senate, the time within which the said committee was required to report having expired:

Of the committee on Health Care Financing, ought NOT to pass (under Joint Rule 10), on the Bill to create designated stroke centers (Senate, No. 1306).

Stroke prevention.

There being no objection, the rules were suspended, on motion of Mr. Timilty, and the matter was considered forthwith.

**On further motion of the same Senator, the bill was substituted for the report of the committee.**

**The bill (Senate, No. 1306) was read and, under Senate Rule 27, was referred to the committee on Ways and Means.**

Of the committee on Health Care Financing, ought NOT to pass (under Joint Rule 10), on the Bill to create a stroke system of care (Senate, No. 2768).

There being no objection, the rules were suspended, on motion of Mr. Timilty, and the matter was considered forthwith.

**On further motion of the same Senator, the bill was substituted for the report of the committee.**

**The bill (Senate, No. 2768) was read and, under Senate Rule 27, was referred to the committee on Ways and Means.**

Timely care.

PAPER FROM THE HOUSE.

A Bill authorizing the commissioner of Capital Asset Management and Maintenance to convey an easement in certain land in the city of Peabody (House, No. 4219,-- on House, No. 2788),-- was read.

Peabody,-- easement.

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

Pending the question on ordering the bill to a third reading, Ms. Lovely moved that the bill be amended in subsection (b) of section 3 by adding the following sentence:- "Said compensation shall be deposited in the Conservation Trust under section 1 of chapter 132A of the General Laws to be used for acquisitions of conservation land."; and in said section 3, by adding the following subsection:-

"(d) As a further condition of the grant of easement authorized in this act and to ensure a no-net-loss of lands protected for conservation and recreation purposes, the division of capital asset management and maintenance shall transfer to the department of conservation and recreation a parcel of land in the town of Middleton containing 11.68 acres, more or less, and recorded in the Essex southern district registry of deeds at book 6614, page 610."

**The amendment was adopted.**

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

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

*Order Adopted.*

Mr. Cyr presented an Order relative to granting the committee on Mental Health, Substance Use and Recovery until July 29, 2020, within which time to make its final report on current Senate documents numbered 1144, 1145, 1152, 1153, 1154 and 1160, relative to Mental Health, Substance Use and Recovery matters (Senate, No. 2821).

Mental Health, Substance Use and Recovery,-- extension order.

**There being no objection, the rules were suspended, on motion of Mr. Timilty, and, after remarks, the order was considered forthwith and adopted.**

**Sent to the House for concurrence.**

PAPERS FROM THE HOUSE.

*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 Mental Health, Substance Use and Recovery be granted until Wednesday, July 29, 2020 within which time to make its final report on current House documents numbered 1697,

Mental Health, Substance Use and Recovery,-- extension order.

1699, 1709, 1716, 1724, 1733, 1734, 1736, 1745 and 1748.

**The rules were suspended, on motion of Mr. Timilty, and, after remarks, the order (House, No. 4400) was considered forthwith; and, was adopted, in concurrence.**

*Ordered*, that notwithstanding the provisions of Joint Rule 10, the committee on Transportation be granted until Monday, July 20, 2020 within which time to make its final report on current Senate documents numbered 2034, 2047, 2049, 2056, 2069, 2071, 2072, 2123, 2289 and 2536, and House documents numbered 2963, 3014, 3040, 3073, 3083, 3116, 3126, 3135, 3156, 3672, 3980, 4359 and 4701.

Transportation,--  
extension order.

**The rules were suspended, on motion of Mr. Timilty, and, after remarks, the order (House, No. 4838) was considered forthwith; and, was adopted, in concurrence.**

*Moment of Silence.*

At the request of the Chair (Mr. Tarr), the members, guests and staff stood in a moment of silence and reflection to the memory of Stephen Joseph White.

Moment of silence.

*Order Adopted.*

On motion of Mr. Tarr,--

*Ordered*, That when the Senate adjourns today, it adjourn to meet again on Thursday next at eleven o'clock A.M. in a full formal session without a calendar.

Time of meeting.

*Adjournment in Memory of Stephen Joseph White.*

The Senator for Essex and Middlesex, Mr. Tarr moved that when the Senate adjourns today it adjourns in the memory of Mr. Stephen Joseph White of Ipswich, formerly of Rowley, who passed away on July 10 due to complications from Alzheimer's. Steve was born on October 2, 1941, in Lynn, the only child of Leo and Mayme (Nicholson)

After graduating from Malden High School and East Coast Aero Tech, Stephen worked as a truck driver for Sunoco and a meter reader for Massachusetts Electric prior to becoming an entrepreneur. He married Nancy Peavey on September 12, 1964 in Malden; the couple moved to Rowley shortly thereafter.

Stephen opened Country Driving School in 1968, educating thousands of youth at their office in Newburyport and four satellite locations at local high schools. Mr. White is remembered for his "car in the classroom" lectures, his calming demeanor and his firm foot on the passenger side brake of his drivers' education cars. Steve was a past president of the Professional Driving School Association of Massachusetts. The couple also owned gas stations in Newburyport and commercial and residential property prior to retirement in 2015.

Stephen's passion was town politics. He was elected to the Rowley Municipal Light Board in 1965 and served until 2006, much of the time as chair of the board. During those years, at various times, he also served on the town's Select Board, Planning Board, Board of Health and the Triton Regional School Committee. He considered the expansion of Rowley's tax base through controlled development of commercial properties on Route 1 to be one of his greatest contributions to the community. Steve retired from politics in 2006 when he and Nancy bought their dream home in Ipswich. Steve had a passion for cars and a great mechanical ability, which he shared with his sons.

Stephen is survived by his wife, Nancy (Peavey) White; their two sons, Stephen J. White II and wife Jane; and Timothy M. White and wife Joanna, all of Rowley. Beloved Grampy of Caitlin, Thomas, Maeve, Adam and Charles White, also all of Rowley. He will also be missed by his brothers-in-law and their wives: Brian and Mary Peavey of

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Lynnfield; Joanne Peavey of Haverhill; Sue Peavey of Lynnfield; Gerald Peavey and Carol Rankin of Melrose; and Daniel and Donna Peavey of Stockbridge, Georgia; and numerous nieces and nephews. He was preceded in death by his parents and two brothers-in-law, Robert Peavey and Charles Peavey.

Accordingly, as a mark of respect to the memory of Stephen White at ten minutes before twelve o'clock noon, on motion of Mr. Tarr, the Senate adjourned to meet again on Thursday next at eleven o'clock A.M.