
The Commonwealth of Massachusetts

JOURNAL OF THE SENATE.



THURSDAY, MARCH 25, 2021

JOURNAL OF THE SENATE

Thursday, March 25, 2021.

Met at seventeen minutes past one o'clock P.M. (Mr. Brownsberger 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. Brownsberger), 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, Minority Leader, announcing the appointment of Senator Patrick M. O'Connor (pursuant to Section 1 of Chapter 253 of the Acts of 2020) to the permanent commission of the status of persons with disabilities (received March 24, 2021);

Commission of the status of persons with disabilities.

Communication from the Massachusetts Municipal Association announcing the appointment of Jen Breaker (pursuant to Section 107 of Chapter 253 of the Acts of 2020) to the commission to study and examine civil service law, personnel administration rules, hiring procedures and by-laws for municipalities not subject to the civil service law and state police hiring practices (received March 23, 2021); and

Commission to study and examine civil service procedures.

Communication from the Department of Public Health relative to its plan of correction for the Hampshire County Jail and House of Correction inspection on March 11, 2021 (received March 23, 2021).

DPH,-- plan of correction. SD2547

Reports.

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

Report of the Executive Office of Public Safety and Security (pursuant to Section 2 of Chapter 170 of the Acts of 2004) submitting its 2019 annual report on Electronic Control Weapons in Massachusetts (received March 24, 2021);

EOPSS,-- 2019 ECW report. SD2548

Report of the Tax Expenditure Review Commission (pursuant to Section 14(e) of Chapter 14 of the General Laws) submitting its biennial report on its review of tax expenditures (received March 24, 2021); and

TERC,--biennial report. SD2549

Report of the Massachusetts Gaming Commission (pursuant to Section 60(b) of Chapter 23K of the General Laws) submitting its Horse Racing Committee's recommendations relative to the distribution percentages from the Race Horse Development Fund (received March 24, 2021).

MGC,-- HRC report. SD2554

Petitions.

Petitions were severally presented and referred as follows:

By Mr. Brownsberger, a petition (accompanied by bill) (subject to Joint Rule 12) of William N. Brownsberger for legislation relative to the addition of sex as a protected class category for hate crime prosecutions;

Hate crime prosecutions. SD2553

By Mr. Fattman, a petition (accompanied by bill) (subject to Joint Rule 12) of Ryan C. Fattman for legislation relative to 100% disabled veteran motor vehicle tax exemptions;

Disabled veteran,-- tax exemption. SD2546

UNCORRECTED PROOF.

By Ms. Gobi, a petition (accompanied by bill) (subject to Joint Rule 12) of Anne M. Gobi for legislation relative to the appointment of guardians ad litem in the housing court;

Housing court,-- guardians. SD2552

By Ms. Moran, a petition (accompanied by bill) (subject to Joint Rule 12) of Susan L. Moran for legislation to empower towns and cities to protect residents and the environment from harmful pesticides; and

Harmful pesticides,-- cities and towns. SD2545

By Mr. Tarr, a petition (accompanied by bill) (subject to Joint Rule 12) of Bruce E. Tarr for legislation to provide a tax deduction for charitable donations of food by farmers;

Tax deduct,-- farmers charitable donations. SD2550

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

Committee of Conference Report.

A report of the committee of conference of the disagreeing votes of the two branches, with reference to the House amendments to the Senate proposed Joint Rules for the 2021-2022 Legislative Session (Senate, No. 14) (*amended by the House* by striking out all after the enacting clause and inserting in place thereof the text contained in House document numbered 68, amended), reported, in part, the accompanying report (Senate, No. 39).

Joint Rules,-- 192nd GC.

The rules were suspended, on motion of Ms. Lovely, and, after remarks, the report was accepted.

PAPER FROM THE HOUSE.

A petition (accompanied by bill, House, No. 97) of William C. Galvin and Walter F. Timilty for legislation to establish a sick leave bank for Peter J. Fallon, an employee of the Massachusetts Department of Transportation,-- **was referred, in concurrence, under suspension of Joint Rule 12, to the committee on Public Service.**

Peter J. Fallon,-- sick leave.

Resolutions.

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

Resolutions (filed by Mr. Barrett) “commending Ronald ‘Ron’ Cordes and Catherine ‘Cathy’ Cordes on their contributions to the town of Bedford”; and

Ronald and Catherine Cordes.

Resolutions (filed by Mr. Lewis) “commending Robert ‘Bob’ McGillivray for his 50 years of dedicated service to the blind and visual impaired community in the commonwealth.”

Robert McGillivray.

PAPER FROM THE HOUSE

Engrossed Bill—State Loan.

An engrossed Bill financing a program for improvements to the Unemployment Insurance Trust Fund and providing relief to employers and workers in the Commonwealth (see House, No. 90, amended) (which originated in the House), having been certified by the Senate Clerk to be rightly and truly prepared for final passage, was put upon its final passage; and, this being a bill providing for additional cost upon two or more municipalities for the compensation, hours, status, conditions or benefits of municipal employment and comes within the provisions of Article CXV of the Amendments to the Constitution and for the borrowing of money, in accordance with the provisions of Section 3 of Article LXII of the Amendments to the Constitution, the question on passing it to be enacted was determined by a call of the yeas and nays, at twenty-eight minutes past two o’clock P.M., as follows, to wit (yeas 40 - nays 0) [**Yeas and Nays No. 26**]:

Unemployment Insurance Trust Fund.

YEAS.

Barrett, Michael J.
 Boncore, Joseph A.
 Brady, Michael D.
 Brownsberger, William N.
 Chandler, Harriette L.
 Chang-Diaz, Sonia
 Collins, Nick
 Comerford, Joanne M.
 Creem, Cynthia Stone
 Crighton, Brendan P.
 Cronin, John J.
 Cyr, Julian
 DiDomenico, Sal N.
 DiZoglio, Diana
 Eldridge, James B.
 Fattman, Ryan C.
 Feeney, Paul R.
 Finegold, Barry R.
 Friedman, Cindy F.
 Gobi, Anne M.

Gomez, Adam
 Hinds, Adam G.
 Jehlen, Patricia D.
 Keenan, John F.
 Kennedy, Edward J.
 Lesser, Eric P.
 Lewis, Jason M.
 Lovely, Joan B.
 Montigny, Mark C.
 Moore, Michael O.
 Moran, Susan L.
 O'Connor, Patrick M.
 Pacheco, Marc R.
 Rausch, Rebecca L.
 Rodrigues, Michael J.
 Rush, Michael F.
 Spilka, Karen E.
 Tarr, Bruce E.
 Timilty, Walter F.
 Velis, John C. – 40.

NAYS – 0.

The yeas and nays having been completed at twenty-eight minutes before three o'clock P.M., the bill was passed to be enacted, two-thirds of the members present having agreed to pass the same, and it was signed by the Acting President (Mr. Brownsberger) and laid before the Governor for his approbation.

Report of a Committee.

By Mr. Finegold, for the committee on Election Laws, on the message from His Excellency the Governor, a Bill validating the results of the annual town election held in the town of Hubbardston (printed in Senate, No. 24);

Hubbardston,-- town meeting.

The bill was read. 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. Sent to the House for concurrence.

Order Adopted.

On motion of Ms. DiZoglio,--

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

Time of meeting.

On motion of Mr. Tarr, at twenty-five minutes before three o'clock P.M., the Senate adjourned to meet again on Monday next at eleven o'clock A.M.