

The Commonwealth of Massachusetts

JOURNAL OF THE SENATE.



MONDAY, APRIL 5, 2021

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Met at seventeen minutes past eleven o'clock A.M. (Mr. Rush 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. Rush), 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 Karen E. Spilka, President of the Senate, announcing the appointment of Juan Cofield, Rochelle Phillips and Bishop Talbert Swan (under Section 1 of Chapter 253 of the Acts of 2020) to the permanent commission on the status of African Americans (received March 30, 2021);

Status of African Americans,-- commission.

Communication from the Honorable Karen E. Spilka, President of the Senate, announcing the appointment of Adriana Leon, Dr. Lorna Rivera and Constanza Cabello (under Section 1 of Chapter 253 of the Acts of 2020) to the permanent commission on the status of Latinos and Latinas (received March 30, 2021);

Status of Latinos and Latinas,-- commission.

Communication from the Honorable Karen E. Spilka, President of the Senate, announcing the appointment of Senator Julian Cyr and Senator Cynthia Stone Creem (under Section 116 of Chapter 253 of the Acts of 2020) to the special legislative commission to investigate and study the impact to the administration of justice of the qualified immunity doctrine of the commonwealth (received March 30, 2021);

Qualified immunity doctrine,-- commission.

Communication from the Honorable Karen E. Spilka, President of the Senate, announcing the appointment of Dr. Makeda Keegan and Brandale Randolph (under Section 1 of Chapter 253 of the Acts of 2020) to the commission on the status of Black Men and Boys (received March 30, 2021);

Status of Black Men and Boys,-- commission.

Communication from the Honorable Bruce E. Tarr, Minority Leader, announcing the appointment of himself to replace Matthew Connolly (under Section 90 of Chapter 41 of the Acts of 2019) to the special commission to study civil asset forfeiture policies and practices in the commonwealth (received March 30, 2021);

Civil asset forfeiture policies and practices,-- commission.

Communication from the Honorable Charles D. Baker, Governor, announcing the appointment of Gyasi Omari Burks-Abbott, Nancy Garr-Colzie, Felix Nicolas Martinez, Angela N. Ortiz, Kerry Thompson and Nancy E. Rumbolt Trzcinski (under Section 1 of Chapter 253 of the Acts of 2020) to the commission on the status of persons with disabilities (received March 31, 2021);

Persons with disabilities,-- commission.

Communication from the Joint Committee on Public Service (under the provisions of Joint Rule 1) submitting its adopted rules of procedure for said committee for the 2021-2022 legislative session (received March 29, 2021); and

Public Service,-- committee rules.

Communication from the Office of the Comptroller (pursuant to line item 1599-3384 of Section 2 of Chapter 41 of the Acts of 2019 and Chapter 227 of the Acts of 2020) submitting its report on payments made from the settlements and judgments reserve through the final accounts payable period for FY20 and during the first and second quarters of FY21 (received April 1, 2021).

CTR,-- settlements and judgements. SD2567

Reports.

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

Report of the Rose Fitzgerald Kennedy Greenway Conservancy (pursuant to Section 7 of Chapter 306 of the Acts of 2008) submitting its 2020 Annual Report, audited financial statements and other supporting documents (received March 31, 2021);

RFKGC,-- 2020 reporting. SD2561

Report of the Plymouth County Sheriff's Department (pursuant to Section 40 of Chapter 126 of the General Laws) submitting its Criminal Justice Report for the first quarter of 2021 (received April 1, 2021);

Plymouth Sheriff,-- criminal justice report. SD2563

Report of the Division of Capital Asset Management and Maintenance (pursuant to Section 6(i) of Chapter 7C of the General Laws) submitting its FY2020 Annual Report: Supplier Diversity - Affirmative Marketing Program for Design and Construction (received March 30, 2021);

DCAMM,-- supplier diversity report. SD2565

Report of the Massachusetts State Lottery Commission (pursuant to Section 38 of Chapter 10 of the General Laws) submitting its 2020 Charitable Gaming Annual Report (received April 1, 2021);

MSLC,-- charitable gaming report. SD2566

Report of the Manufactured Homes Commission (pursuant to Section 108 of Chapter 6 of the General Laws) submitting its 2020 annual report (received March 30, 2021); and

MHC,-- annual report. SD2568

Report of the Division of Administrative Law Appeals (pursuant to Section 4H of Chapter 7 of the General Laws) submitting its 2020 annual report (received April 1, 2021).

DALA,-- annual report. SD2570

Petitions.

The following petition (having been deposited in the Office of the Clerk of the Senate prior to five o'clock in the afternoon on Friday, February 19, 2021) was referred, as follows:

Mr. DiDomenico presented a petition (accompanied by bill, Senate, No. 41) of Sal N. DiDomenico (with approval of the mayor and city council) for legislation relative to the city of Everett home rule charter [Local approval received];

Everett,-- charter.

**To the committee on Municipalities and Regional Government.
Sent to the House for concurrence.**

Petitions were severally presented and referred as follows:

By Mr. Brownsberger, a petition (accompanied by proposal) (subject to Joint Rule 12) of William N. Brownsberger for a legislative amendment to the Constitution relative to select boards; and

Constitution,-- select boards. SD2564

By Mr. Fattman, a petition (accompanied by bill) (subject to Joint Rule 12) of Ryan C. Fattman for legislation to establish August 31st as Overdose Awareness Day in the Commonwealth;

Overdose Awareness Day. SD2569

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

PAPERS FROM THE HOUSE.

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

Representative Hannah Kane of Shrewsbury to serve as his designee (established under Section 42 of Chapter 19A of the General Laws) to the Commission on Malnutrition Prevention Among Older Adults; and

Malnutrition Prevention Among Older Adults.

Mrs. Dyana Boutwell of North Reading to serve as his designee (established under Section 79(b) of Chapter 253 of the Acts of 2020) to the Model School Resource Officer

Model School Resource Officer Memorandum of Understanding.

UNCORRECTED PROOF.

Memorandum of Understanding Review Commission.

Petitions were severally referred, in concurrence, as follows:

Petition (accompanied by bill, House, No. 94) of Brian M. Ashe and Eric P. Lesser (by vote of the town) for legislation to revoke the acceptance of a certain General Law establishing a board of election commissioners in the town of Longmeadow;

Longmeadow,--
board of election
commissioners.

To the committee on Municipalities and Regional Government.

Petition (accompanied by bill, House, No. 93) of Lori A. Ehrlich and Brendan P. Crighton (by vote of the town) relative to exempting all positions in the police department and fire department of the town of Swampscott from the civil service law;

Swampscott,-- police
and fire departments.

To the committee on Public Service.

A Bill concerning the Acting Mayor of Holyoke (House, No. 99,-- on petition) [Local approval received],-- was read.

Holyoke,-- Office of
the mayor.

There being no objection, the rules were suspended, on motion of Mr. Tarr, and the bill was read a second time, ordered to a third reading, read a third time and passed to be engrossed, in concurrence.

Engrossed Bills.

The following engrossed bills (the first 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. Rush) and laid before the Governor for his approbation, to wit:

Directing the city of Boston police department to waive the maximum age requirement for police officers for Daryle Lamonica (see Senate, No. 33); and

Bills laid before the
Governor.

Concerning the Acting Mayor of Holyoke (see House, No. 99).

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., and that the Clerk be directed to dispense with the printing of a calendar.

Time of meeting.

On motion of the same Senator, at twenty-four minutes past twelve o'clock noon, the Senate adjourned to meet again on Thursday next at eleven o'clock A.M.