

**The Commonwealth of Massachusetts**

---

**JOURNAL OF THE SENATE  
IN JOINT SESSION.**



**WEDNESDAY, JUNE 9, 2021.**

[50]

**JOURNAL OF THE SENATE  
IN JOINT SESSION.**

---

Wednesday, June 9, 2021.

At twenty-five minutes past one o'clock P.M., the two Houses met in

Joint session of the  
two branches.

**JOINT SESSION**

and were called to order by the Honorable Karen E. Spilka, President of the Senate who made the following observations:

The President, members, guests and employees then recited the pledge of allegiance to the flag.

Pledge of allegiance.

Proposal for a legislative amendment to the Constitution to provide resources for education and transportation through an additional tax on incomes in excess of one million dollars (Senate, No. 5), having received, in joint session, the affirmative votes of a majority of all members elected to the preceding General Court [see **House, No. 86 of 2019**], has been referred, in accordance with Article XLVIII of the Amendments to the Constitution, to the present General Court,-- was read, the question being on again agreeing to the amendment.

Constitution,--  
millionaire's tax.

The Proposal was as follows:--

**ARTICLE OF AMENDMENT.**

Article 44 of the Massachusetts Constitution is hereby amended by adding the following paragraph at the end thereof:-

To provide the resources for quality public education and affordable public colleges and universities, and for the repair and maintenance of roads, bridges and public transportation, all revenues received in accordance with this paragraph shall be expended, subject to appropriation, only for these purposes. In addition to the taxes on income otherwise authorized under this Article, there shall be an additional tax of 4 percent on that portion of annual taxable income in excess of \$1,000,000 (one million dollars) reported on any return related to those taxes. To ensure that this additional tax continues to apply only to the commonwealth's highest income taxpayers, this \$1,000,000 (one million dollars) income level shall be adjusted annually to reflect any increases in the cost of living by the same method used for federal income tax brackets. This paragraph shall apply to all tax years beginning on or after January 1, 2023.

At twenty-eight minutes past one o'clock P.M., Mr. Hill of Ipswich doubted the presence of a quorum and asked for a call of the yeas and nays to ascertain if a quorum was present. The President, having determined that a quorum was not in attendance, then directed the Sergeant-at-Arms to secure the presence of a quorum.

Subsequently a roll call was taken for the purpose of ascertaining the presence of a quorum at nineteen minutes before two o'clock P.M., as follows to wit (Answered Present 200) [Senate Yeas and Nays No. 47] [House Yeas and Nays No. 37]:

ANSWERED "PRESENT" (200).

Quorum.

ANSWERED "PRESENT".

*Senators.*

Barrett, Michael J.	Gomez, Adam
Boncore, Joseph A.	Hinds, Adam G.
Brady, Michael D.	Jehlen, Patricia D.
Brownsberger, William N.	Keenan, John F.
Chandler, Harriette L.	Kennedy, Edward J.
Chang-Diaz, Sonia	Lesser, Eric P.
Collins, Nick	Lewis, Jason M.
Comerford, Joanne M.	Lovely, Joan B.
Creem, Cynthia Stone	Montigny, Mark C.
Crichton, Brendan P.	Moore, Michael O.
Cronin, John J.	Moran, Susan L.
Cyr, Julian	O'Connor, Patrick M.
DiDomenico, Sal N.	Pacheco, Marc R.
DiZoglio, Diana	Rausch, Rebecca L.
Eldridge, James B.	Rodrigues, Michael J.
Fattman, Ryan C.	Rush, Michael F.
Feeney, Paul R.	Spilka, Karen E.
Finegold, Barry R.	Tarr, Bruce E.
Friedman, Cindy F.	Timilty, Walter F.
Gobi, Anne M.	Velis, John C. – 40.

ANSWERED "PRESENT".

*Representatives.*

Arciero, James	Kelcourse, James M.
Ashe, Brian M.	Kerans, Sally P.
Ayers, Bruce J.	Khan, Kay
Balsler, Ruth B.	Kilcoyne, Meghan
Barber, Christine P.	Kushmerek, Michael P.
Barrett, III, John	LaNatra, Kathleen R.
Barrows, F. Jay	Lawn, Jr., John J.
Berthiaume, Jr., Donald R.	LeBoeuf, David Henry Argosky
Biele, David	Lewis, Jack Patrick
Blais, Natalie M.	Linsky, David Paul
Boldyga, Nicholas A.	Lipper-Garabedian, Kate
Cabral, Antonio F. D.	Livingstone, Jay D.
Cahill, Daniel	Lombardo, Marc T.
Capano, Peter	Madaro, Adrian C.
Carey, Daniel R.	Mahoney, John J.
Cassidy, Gerard J.	Malia, Elizabeth A.
Chan, Tackey	Mariano, Ronald
Ciccolo, Michelle L.	Mark, Paul W.
Connolly, Mike	Markey, Christopher M.
Consalvo, Rob	McGonagle, Jr., Joseph W.
Coppinger, Edward F.	McKenna, Joseph D.

Cronin, Claire D.  
Cusack, Mark J.  
Cutler, Josh S.  
Day, Michael S.  
Dean Campbell, Linda  
Decker, Marjorie C.  
DeCoste, David F.  
D'Emilia, Angelo L.  
Devers, Marcos A.  
Diggs, Kip A.  
Doherty, Carol A.  
Domb, Mindy  
Donahue, Daniel M.  
Donato, Paul J.  
Dooley, Shawn  
Driscoll, Jr., William J.  
DuBois, Michelle M.  
Duffy, Patricia A.  
Durant, Peter J.  
Dykema, Carolyn C.  
Ehrlich, Lori A.  
Elugardo, Nika C.  
Farley-Bouvier, Tricia  
Ferguson, Kimberly N.  
Fernandes, Dylan A.  
Ferrante, Ann-Margaret  
Finn, Michael J.  
Fiola, Carole A.  
Fluker Oakley, Brandy  
Frost, Paul K.  
Galvin, William C.  
Garballey, Sean  
Garlick, Denise C.  
Garry, Colleen M.  
Gentile, Carmine Lawrence  
Giannino, Jessica Ann  
Gifford, Susan Williams  
Golden, Jr., Thomas A.  
González, Carlos  
Gordon, Kenneth I.  
Gouveia, Tami L.  
Gregoire, Danielle W.  
Haddad, Patricia A.  
Haggerty, Richard M.  
Harrington, Sheila C.  
Hawkins, James K.  
Hendricks, Christopher  
Higgins, Natalie M.  
Hill, Bradford  
Hogan, Kate  
Holmes, Russell E.  
McMurtry, Paul  
Meschino, Joan  
Michlewitz, Aaron  
Minicucci, Christina A.  
Miranda, Liz  
Mirra, Lenny  
Mom, Rady  
Moran, Frank A.  
Moran, Michael J.  
Muradian, Jr., David K.  
Muratore, Mathew J.  
Murphy, James M.  
Murray, Brian W.  
Nguyen, Tram T.  
O'Day, James J.  
Oliveira, Jacob R.  
Orrall, Norman J.  
Owens, Steven C.  
Parisella, Jerald A.  
Peake, Sarah K.  
Pease, Kelly W.  
Peisch, Alice Hanlon  
Philips, Edward R.  
Pignatelli, Smitty  
Puppolo, Jr., Angelo J.  
Ramos, Orlando  
Robertson, David Allen  
Robinson, Maria Duaima  
Rogers, David M.  
Rogers, John H.  
Roy, Jeffrey N.  
Ryan, Daniel J.  
Sabadosa, Lindsay N.  
Santiago, Jon  
Scanlon, Adam J.  
Schmid, III, Paul A.  
Sena, Danilo  
Silvia, Alan  
Smola, Todd M.  
Soter, Michael J.  
Stanley, Thomas M.  
Straus, William M.  
Sullivan, Alyson M.  
Tucker, Paul F.  
Turco, Jeffrey Rosario  
Tyler, Chynah  
Ultrino, Steven  
Uyterhoeven, Erika  
Vargas, Andres X.  
Vieira, David T.  
Vitolo, Tommy

Honan, Kevin G.  
Howard, Vanna  
Howitt, Steven S.  
Hunt, Daniel J.  
Jones, Jr., Bradley H.  
Kane, Hannah  
Kearney, Patrick Joseph  
Keefe, Mary S.

Wagner, Joseph F.  
Walsh, Thomas P  
Whelan, Timothy R.  
Whipps, Susannah M.  
Williams, Bud L.  
Wong, Donald H.  
Xiarhos, Steven G.  
Zlotnik, Jonathan D. – 160.

**The yeas and nays having been completed at nineteen minutes before two o'clock P.M., a quorum was declared present.**

After debate, on the question on again agreeing to the amendment, the sense of the Joint Session was taken by a call of the yeas and nays, as required by the Constitution, at twenty-three minutes past two o'clock P.M., as follows, to wit (yeas 159 — nays 41) [Senate Yeas and Nays No. 48] [House Yeas and Nays No. 38]:

**YEAS.**

***Senators.***

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.  
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.  
Timilty, Walter F.  
Velis, John C. – 38.

**YEAS.**

***Representatives.***

Arciero, James  
Ayers, Bruce J.  
Balsler, Ruth B.  
Barber, Christine P.  
Barrett, III, John, III  
Biele, David  
Blais, Natalie M.  
Cabral, Antonio F. D.  
Cahill, Daniel  
Capano, Peter  
Carey, Daniel R.

Khan, Kay  
Kilcoyne, Meghan  
Kushmerek, Michael P.  
LaNatra, Kathleen R.  
Lawn, Jr., John J., Jr.  
LeBoeuf, David Henry Argosky  
Lewis, Jack Patrick  
Linsky, David Paul  
Lipper-Garabedian, Kate  
Livingstone, Jay D.  
Madaro, Adrian C.

Cassidy, Gerard J.  
Chan, Tackey  
Ciccolo, Michelle L.  
Connolly, Mike  
Consalvo, Rob  
Coppinger, Edward F.  
Cronin, Claire D.  
Cusack, Mark J.  
Cutler, Josh S.  
Day, Michael S.  
Dean Campbell, Linda  
Decker, Marjorie C.  
Devers, Marcos A.  
Diggs, Kip A.  
Doherty, Carol A.  
Domb, Mindy  
Donahue, Daniel M.  
Donato, Paul J.  
Driscoll, Jr., William J., Jr.  
DuBois, Michelle M.  
Duffy, Patricia A.  
Dykema, Carolyn C.  
Ehrlich, Lori A.  
Elugardo, Nika C.  
Farley-Bouvier, Tricia  
Fernandes, Dylan A.  
Fiola, Carole A.  
Fluker Oakley, Brandy  
Garballey, Sean  
Garlick, Denise C.  
Gentile, Carmine Lawrence  
Giannino, Jessica Ann  
Golden, Jr., Thomas A., Jr.  
González, Carlos  
Gordon, Kenneth I.  
Gouveia, Tami L.  
Gregoire, Danielle W.  
Haddad, Patricia A.  
Haggerty, Richard M.  
Hawkins, James K.  
Hendricks, Christopher  
Higgins, Natalie M.  
Hogan, Kate  
Holmes, Russell E.  
Honan, Kevin G.  
Howard, Vanna  
Hunt, Daniel J.  
Kearney, Patrick Joseph  
Keefe, Mary S.  
Kerans, Sally P.  
Mahoney, John J.  
Malia, Elizabeth A.  
Mariano, Ronald  
Mark, Paul W.  
McGonagle, Jr., Joseph W.  
McMurtry, Paul  
Meschino, Joan  
Michlewitz, Aaron  
Minicucci, Christina A.  
Miranda, Liz  
Mom, Rady  
Moran, Frank A.  
Moran, Michael J.  
Murphy, James M.  
Murray, Brian W.  
Nguyen, Tram T.  
O'Day, James J.  
Oliveira, Jacob R.  
Owens, Steven C.  
Parisella, Jerald A.  
Peake, Sarah K.  
Peisch, Alice Hanlon  
Philips, Edward R.  
Pignatelli, Smitty  
Ramos, Orlando  
Robertson, David Allen  
Robinson, Maria Duaima  
Rogers, David M.  
Rogers, John H.  
Roy, Jeffrey N.  
Ryan, Daniel J.  
Sabadosa, Lindsay N.  
Santiago, Jon  
Scanlon, Adam J.  
Sena, Danillo  
Silvia, Alan  
Stanley, Thomas M.  
Straus, William M.  
Tucker, Paul F.  
Turco, Jeffrey Rosario  
Tyler, Chynah  
Ultrino, Steven  
Uyterhoeven, Erika  
Vargas, Andres X.  
Vitolo, Tommy  
Wagner, Joseph F.  
Walsh, Thomas P.  
Whipps, Susannah M.  
Williams, Bud L. – 121.

NAYS.

*Senators.*

Fattman, Ryan C.

Tarr, Bruce E. – 2.

**NAYS.**

*Representatives.*

Ashe, Brian M.

Barrows, F. Jay

Berthiaume, Jr., Donald R.

Boldyga, Nicholas A.

DeCoste, David F.

D'Emilia, Angelo L.

Dooley, Shawn

Durant, Peter J.

Ferguson, Kimberly N.

Ferrante, Ann-Margaret

Finn, Michael J.

Frost, Paul K.

Galvin, William C.

Garry, Colleen M.

Gifford, Susan Williams

Harrington, Sheila C.

Hill, Bradford

Howitt, Steven S.

Jones, Jr., Bradley H.

Kane, Hannah

Kelcourse, James M.

Lombardo, Marc T.

Markey, Christopher M.

McKenna, Joseph D.

Mirra, Lenny

Muradian, Jr., David K.

Muratore, Mathew J.

Orrall, Norman J.

Pease, Kelly W.

Puppolo, Jr., Angelo J.

Schmid, III, Paul A.

Smola, Todd M.

Soter, Michael J.

Sullivan, Alyson M.

Vieira, David T.

Whelan, Timothy R.

Wong, Donald H.

Xiarhos, Steven G.

Zlotnik, Jonathan D. – 39.

**The yeas and nays having been completed at twenty-three minutes before three o'clock P.M., the amendment was "again agreed to in joint session by a majority of all the members elected".**

**The vote on the agreement to the amendment was certified by the Clerk of the joint session to the Secretary of the Commonwealth, in accordance with the provisions of Article XLVIII (as amended by Article LXXXI) of the Amendments to the Constitution.**

---

Without further action on the matters duly and constitutionally assigned for consideration, at twenty-three minutes before three o'clock P.M., on motion of Mr. Rodrigues, the Joint Session was recessed until Monday, October 25, 2021 at twelve o'clock noon; and the Senate withdrew from the House Chamber under the escort of the Sergeant-at-Arms.