

The Commonwealth of Massachusetts

JOURNAL OF THE SENATE.



MONDAY, JULY 26, 2021

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JOURNAL OF THE SENATE

Monday, July 26, 2021.

Met at eighteen 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 Grace Moreno (pursuant to line item 7002-2021 of Section 2 of Chapter 227 of the Acts of 2020) to the Community Empowerment and Reinvestment Grant Board (received July 22, 2021); and

Community Empowerment and Reinvestment Grant Board.

Communication from the Office of the Comptroller (pursuant to line item 1599-3384 of Section 2 of Chapter 227 of the Acts of 2020) submitting its report on payments made from the settlements and judgments reserve through the fourth quarter of FY21 (received July 22, 2021).

CTR,-- settlements and judgements. SD2714

Reports of Committees.

By Ms. Moran, for the committee on Consumer Protection and Professional Licensure, on petition, a Bill regulating secondary metals dealings (Senate, No. 170);

Secondary metals,-- dealing.

By the same Senator, for the same committee, on Senate, No. 205 and House, No. 329, a Bill further regulating thoroughbred breeding (Senate, No. 205); and

Thoroughbred breeding.

By Mr. Velis, for the committee on Veterans and Federal Affairs, on Senate, Nos. 2429 and 2433 and House, Nos. 3648 and 3697, a Bill relative to military spouse-licensure portability, education and enrollment of dependents (Senate, No. 2502);

Military dependents,- education.

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

By Ms. Moran, for the committee on Consumer Protection and Professional Licensure, on petition (accompanied by bill, Senate, No. 238), a Bill authorizing the town of Wareham to grant an additional license for the sale of alcoholic beverages to be drunk off the premises (Senate, No. 2501) [Local approval received on Senate, No. 238];

Wareham,-- liquor license.

Read and, under Senate Rule 26, placed in the Orders of the Day for the next session.

PAPERS FROM THE HOUSE.

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

Petition (accompanied by bill, House, No. 3984) of Linda Dean Campbell and Frank A. Moran (with the approval of the mayor and city council) relative to the charter of the city of Methuen;

Methuen,-- charter.

Petition (accompanied by bill, House, No. 3985) of Dylan A. Fernandes (by vote of the town) relative to changing the name of the board of selectmen to select board in the

Chilmark,-- board of selectmen.

town of Chilmark;

Petition (accompanied by bill, House, No. 3986) of Sarah K. Peake and Julian Cyr (by vote of the town) relative to utility improvements on private roads in the town of Eastham; and

Eastham,-- utility improvements.

Petition (accompanied by bill, House, No. 3987) of Edward R. Philips, Walter F. Timilty and Paul R. Feeny (by vote of the town) relative to changing the board of selectmen of the town of Sharon to a select board;

Sharon,-- board of selectmen.

Severally to the committee on Municipalities and Regional Government.

Petition (accompanied by bill, House, No. 3988) of Natalie M. Blais and Joanne M. Comerford (by vote of the town) that the town of Deerfield be authorized to continue the employment of police officer Gary Sibilgia;

Gary Sibilgia,-- employment.

To the committee on Public Service.

Petition (accompanied by bill, House, No. 3989) of David Henry Argosky LeBoeuf and Michael O. Moore (by vote of the town) that the town of Leicester be authorized to grant full annual property tax exemptions to the surviving spouse of Rutland police detective and Leicester resident John D. Songy;

Rutland police detective,-- spousal benefits.

To the committee on Revenue.

A Bill regulating sports wagering (House, No. 3993,-- on House, Nos. 70, 502, 514, 515, 516, 517, 518, 519, 531, 535 and 3832),-- **was read and, under Senate Rule 27, referred to the committee on Ways and Means.**

Sports wagering.

A Bill authorizing the use of Article ninety-seven land for roadway improvements in the town of Dunstable (House, No. 3936,-- on petition) [Local approval received],-- **was read and, under Senate Rule 26, placed in the Orders of the Day for the next session.**

Dunstable,-- roadway improvements.

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

Petition (accompanied by bill, House, No. 4021) of Dylan A. Fernandes relative to indigenous representation on the Martha's Vineyard Commission; and

Martha's Vineyard Commission.

Petition (accompanied by bill, House, No. 4022) of Dylan A. Fernandes for legislation to further regulate Cape Cod's environment and water supply;

Cape Cod,-- water supply.

Severally, under suspension of Joint Rule 12, to the committee on Environment, Natural Resources and Agriculture.

Report of a Committee.

By Mr. Finegold, for the committee on Election Laws, being a message from His Excellency the Governor, a Bill validating the annual town meeting held in the town of Nahant (printed in Senate, No. 2487);

Nahant,-- 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.

Matters Taken Out of the Orders of the Day.

The following matters were taken out of the Orders of the Day and considered as follows:

The House Bill providing for the terms of certain bonds to be issued by the commonwealth (House, No. 3975) (its title having been changed by the committee on Bills in the Third Reading),-- **was read a third time and passed to be engrossed, in concurrence.**

Bonds,-- terms.

The House Bill extending simulcasting and horse racing authorization (House, No.

Simulcasting and horse racing,--

3976),-- was read a third time and passed to be engrossed, in concurrence.

extension.

PAPERS FROM THE HOUSE

Emergency Preambles Adopted.

An engrossed Bill providing for the terms of certain bonds to be issued by the commonwealth (see House, No. 3975), 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.

Bond terms.

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

An engrossed Bill extending simulcasting and horse racing authorization (see House, No. 3976), 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.

Simulcasting.

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

Remarks of Senator Bruce E. Tarr.

Mr. President, on August 4, 2021, Alan Benson will be retiring as the Town Administrator for the Town of Boxford, capping 37 years of service to that community. Among the highlights of his tenure in have been:

Alan Benson,-- retirement.

- Service as a member of the Finance Committee
- 6 Years as a member of the Select Board, including two years as its Chair
- 7 Years as Treasurer/Collector of Taxes
- 23 Years as Town Administrator

Throughout his public service, Alan has been a steadfast and effective champion for the interests of the town and its residents. His effectiveness has come not only from his personal attributes and skills, but also his approach of drawing on the skill and expertise of department heads and other town officials to ensure the productive and efficient operations of municipal government in Boxford.

Among the many issues on which his leadership has made a lasting impact are the remediation of the town's water supply from salt contamination, the protection of water and other natural resources, the restoration of drinking water to the Andrews Farm neighborhood, and the significant investment in the town's electrical infrastructure and reliability by private utilities compelled to act by Alan's advocacy. In each of these instances and many more, Alan's tireless commitment, passion, and skill have made a real and lasting difference for the community.

As a steward of Benson's Ice Cream legacy, Alan operated the family business for many years and is now proud to pass it on to the next generation and the ice cream stand is poised to celebrate its 90th year of operation in 2022.

Alan and wife Nanci, a former middle school geography teacher, are looking forward to retirement to spend time with family and have plans for travel around the globe.

Under the provisions of Senate Rule 6, the remarks were printed in the Journal of the Senate

PAPERS FROM THE HOUSE

Engrossed Bills.

The following engrossed bills (both of which originated in the House), 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:

Providing for the terms of certain bonds to be issued by the commonwealth (see House, No. 3975); and

Extending simulcasting and horse racing authorization (see House, No. 3976).

Bills laid before the Governor.

Order Adopted.

On motion of Mr. Tarr--

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

Time of meeting.

On motion of the same Senator, at thirteen minutes before twelve o'clock noon, the Senate adjourned to meet again on Thursday next at twelve o'clock noon.