
The Commonwealth of Massachusetts

JOURNAL OF THE SENATE.



MONDAY, NOVEMBER 8, 2021

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JOURNAL OF THE SENATE

Monday, November 8, 2021.

Met at fourteen minutes past eleven o'clock A.M. (Mr. Timilty in the Chair).

The Chair (Mr. Timilty), 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 His Excellency the Governor, Charles D. Baker, announcing the appointment of Catherine Mick (pursuant to Section 134 of Chapter 24 of the Acts of 2021) to the Non-Emergency Human Services Transportation Task Force (received November 5, 2021); and

Non-Emergency Human Services Transportation Task Force.

Communication from the Department of Public Health relative to its plans of correction for the Hampshire County Jail and House of Correction inspection on October 28, 2021 and MCI Cedar Junction inspection on August 10, 11 and 12, 2021 (received November 4, 2021).

DPH,-- plans of correction. SD2830

Report.

Report of the Department of Public Health (pursuant to Sections 5, 20 and 21 of Chapter 111 of the General Laws) relative to inspection of Pondville Correctional Center (received November 5, 2021),-- was placed on file.

DPH,-- facility inspection. SD2829

Reports of Committees.

By Ms. Moran, for the committee on Consumer Protection and Professional Licensure, on Senate, No. 184 and House, No. 446, a Bill expanding wheelchair warranty protections for consumers with disabilities (Senate, No. 2567);

Wheelchair warranty protections.

By the same Senator, for the same committee, on Senate, No. 188 and House, No. 326, a Bill relative to the licensure of behavior analysts (Senate, No. 2568);

Behavior analysts.

By the same Senator, for the same committee, on Senate, No. 193 and House, No. 360, a Bill relative to partial payments (Senate, No. 2569);

Residential property,-- contracts.

By the same Senator, for the same committee, on Senate, No. 218 and House, No. 381, a Bill relative to advancing the profession of commercial interior design (Senate, No. 2570);

Interior design,-- board of registration.

By the same Senator, for the same committee, on Senate, No. 219 and House, No. 406, a Bill regulating the practice and licensure of veterinary technicians (Senate, No. 2571);

Veterinary technicians.

By Mr. Cyr, for the committee on Mental Health, Substance Use and Recovery, on petition, a Bill relative to mental health parity implementation (Senate, No. 675);

MH parity,-- implementation.

By the same Senator, for the same committee, on petition, a Bill addressing barriers to care for mental health (Senate, No. 1276);

Mental health,-- barriers.

By the same Senator, for the same committee, on petition, a Bill removing preauthorization requirements for mental health acute treatment (Senate, No. 1288); and

MH treatment,-- medical necessity.

By Mr. Pacheco, for the committee on State Administration and Regulatory Oversight, on petition, a Bill improving the internal controls within state agencies (Senate,

State agencies,-- internal controls.

No. 2095);

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

PAPERS FROM THE HOUSE.

Bills

Relative to the South Norwood General Business District (House, No. 4114, amended,-- on House, No. 3742) [Local approval received on House, No. 3742]; and

S. Norwood General Business District.

Authorizing the town of Easton to grant an additional license for the sale of all alcoholic beverages not to be drunk on the premises (House, No. 4116, amended,-- on House, No. 3890) [Local approval received on House, No. 3890];

Easton,-- liquor license.

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

Order.

Mr. Rodrigues offered the following order, to wit:

Ordered, That notwithstanding Senate Rule 7 or any other rule to the contrary, the House Bill relative to immediate COVID-19 recovery needs (House, No. 4234) (the committee on Ways and Means having recommended that the bill be amended by striking out all after the enacting clause and inserting in place thereof the text of Senate document numbered 2564) shall be considered for a second reading on Wednesday, November 10, 2021 and shall be the only item on the calendar.

Procedural order.

Upon adoption of this order, only redrafted and further amendments shall be in order. All amendments filed prior to this order and all redrafted and further amendments shall be second reading-amendments to the Senate Ways and Means new text (Senate, No. 2564), but further amendments in the third degree to such amendments shall be in order. The Clerk shall further specify the procedure and format for filing all amendments, consistent with this order.

After the bill as amended is ordered to a third reading, it shall immediately be read a third time and the question shall then immediately be on passing it to be engrossed, and no amendments shall be in order at the third reading of the bill unless recommended by the committee on Bills in the Third Reading.

The rules were suspended, on motion of Mr. O'Connor, and the order was considered forthwith and adopted.

The bill will be placed in the Orders of the Day for Wednesday, November 10, 2021, for a second reading with the amendment pending.

PAPER FROM THE HOUSE.

A petition (accompanied by bill, House, No. 4241) of Paul K. Frost, Joseph D. McKenna and Ryan C. Fattman for legislation to establish a sick leave bank for Heather Worster, an employee of the Department of Mental Health,-- **was referred, in concurrence, under suspension of Joint Rule 12, to the committee on Public Service.**

Heather Worster,-- sick leave.

Moment of Silence.

At the request of the Chair (Mr. Timilty), the members, guests and staff stood in a moment of silence and reflection in memory of Alexandria "Lexi" Pinto.

Moment of silence.

Order Adopted.

On motion of Mr. O'Connor,--

Ordered, That when the Senate adjourns today, it adjourn to meet again tomorrow at one o'clock P.M., and that the Clerk be directed to dispense with the printing of a calendar.

Time of meeting.

Adjournment in Memory of Alexandria "Lexi" Pinto.

The Senator from Norfolk, Bristol and Plymouth, Mr. Timilty, moved that when the Senate adjourns today it do so in memory of Alexandria "Lexi" Pinto.

Alexandria "Lexi" Pinto, a talented 17-year-old Randolph resident who performed the song, "God Bless America" here at this very Rostrum in the Massachusetts Senate Chamber two years ago, passed away peacefully in her sleep on September 3rd. Lexi had been courageously battling a rare bone cancer, Chondroblastic Osteosarcoma, since her 14th birthday in 2018.

Lexi was born with a beautiful vocal talent, which catapulted her into delivering captivating performances of our National Anthem at a Boston Red Sox game in August of 2019, and at a Boston College basketball game in March of 2020. In each and every instance capturing the hearts of each and every person in attendance and listening on the airwaves.

As our favorite intern, Lexi with her infectious smile, would light up my office here at the State House, when she would visit.

Predeceased by her father, Antonio Pinto of Randolph, Lexi is survived by her mother, Darlene F. Pinto, and two brothers, Antonio Jr. and Jeremiah Pinto, both of Randolph; and many aunts, uncles and cousins.

Lexi also leaves a large community of people who loved her in both the town of Randolph and the city of Brockton. Moreover, Lexi also leaves, but will never be forgotten by, some very special friends that never left her side; especially but not limited to the members of the Randolph Police Department, the loving Randolph school community and her neighbors, especially Hanna and Mary Lou Burton.

Accordingly, as a mark of respect to the memory of Alexandria "Lexi" Pinto, at twenty-three minutes past eleven o'clock A.M., on motion of Mr. O'Connor, the Senate adjourned to meet again tomorrow at one o'clock P.M.