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**The Commonwealth of Massachusetts**

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**JOURNAL OF THE SENATE.**



**MONDAY, JANUARY 24, 2022**

## JOURNAL OF THE SENATE

Monday, January 24, 2022.

Met at twenty-six minutes past eleven o'clock A.M. (Mr. DiDomenico in the Chair) (having been appointed by the President, under authority conferred by Senate Rule 4, to perform the duties of the Chair).

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The Chair (Mr. DiDomenico), members, guests and staff then recited the pledge of allegiance to the flag.

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Pledge of allegiance.

### *Communication.*

Communication from the Office of the Comptroller (pursuant to item 1599-2040 of Section 2B of Chapter 24 of the Acts of 2021) submitting its Paid Prior Year Deficiency Report through the second quarter of FY2022 (received January 21, 2022),-- **was placed on file.**

CTR,-- prior year deficiency report. SD2966

### *Report.*

Report of the Department of Transitional Assistance (pursuant to Section 10 of Chapter 18 of the General Laws) submitting its 2021 annual report on the organization of the department and a review of the work of the agency (received January 21, 2022),-- **was placed on file.**

DTA,-- organizational report. SD2962

### *Petitions.*

Petitions were severally presented and referred as follows:

By Ms. Chang-Diaz, a petition (accompanied by bill) (subject to Joint Rule 12) of Sonia Chang-Diaz and Russell E. Holmes for legislation to establish a sick leave bank for Alecia Simmons, an employee of the Office of the Comptroller; and

Alecia Simmons,-- sick leave. SD2964

By Ms. Lovely, a petition (accompanied by bill) (subject to Joint Rule 12) of Joan B. Lovely for legislation relative to the partition of nominee trusts;

Nominee trusts. SD2963

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

### *Reports of Committees.*

By Mr. Pacheco, for the committee on State Administration and Regulatory Oversight, on Senate, Nos. 2013, 2020, 2044, 2063, 2078, 2081, 2089, 2091, 2092, 2093, 2102, 2113 and 2117 and House, No. 3186, an Order relative to authorizing the joint committee on State Administration and Regulatory Oversight to make an investigation and study of certain current Senate and House documents relative to state administration and regulatory oversight matters (Senate, No. 2620) [Senator Rausch dissents inasmuch as relates to Senate, No. 2102 and Representative Robinson of Framingham dissents inasmuch as relates to Senate, Nos. 2013, 2020, 2044, 2063, 2078, 2081, 2089, 2092, 2093, 2113 and 2117]; and

State Administration and Regulatory Oversight committee,-- study.

By Mr. Keenan, for the committee on Transportation, on Senate, Nos. 2266, 2290, 2294, 2350, 2352, 2359, 2366, 2381, 2382, 2385 and 2389, an Order relative to authorizing the joint committee on Transportation to make an investigation and study of certain current

Transportation committee,-- study.

**UNCORRECTED PROOF.**

Senate documents relative to transportation issues (Senate, No. 2621);

**Severally referred, under Joint Rule 29, to the committees on Rules of the two branches, acting concurrently.**

By Mr. Pacheco, for the committee on State Administration and Regulatory Oversight, on petition, a Bill establishing a special commission to identify opportunities to improve the efficiency and effectiveness of state agencies, programs, and services (Senate, No. 2076);

By Mr. Keenan, for the committee on Transportation, on petition, a Bill relative to a special commission to study MBTA assets in the City of Boston (Senate, No. 2281); and

By the same Senator, for the same committee, on petition, a Bill funding a study of passenger service on the housatonic rail line (Senate, No. 2336);

**Severally read and, under Joint Rule 29, referred to the committees on Rules of the two branches, acting concurrently.**

By Ms. Jehlen, for the committee on Labor and Workforce Development, on petition, a Bill relative to physician assistant non-competes (Senate, No. 1211);

By Mr. Pacheco, for the committee on State Administration and Regulatory Oversight, on petition, a Bill establishing a jail and prison construction moratorium (Senate, No. 2030) [Representative Xiarhos of Barnstable dissenting];

By the same Senator, for the same committee, on petition, a Bill providing for access to baby-changing stations (Senate, No. 2035);

By the same Senator, for the same committee, on petition, a Bill providing training for boards and commissions (Senate, No. 2042);

By the same Senator, for the same committee, on petition, a Bill giving all regions of the Commonwealth a seat at the table (Senate, No. 2075);

By the same Senator, for the same committee, on petition, a Bill relative to the definition of fraud in public construction bid laws (Senate, No. 2086);

By the same Senator, for the same committee, on Senate, No. 2087 and House, No. 3127, a Bill to promote safety, efficiency and accountability in transportation projects through public inspections (Senate, No. 2087);

By Mr. Keenan, for the committee on Transportation, on petition, a Bill relative to motor vehicle excise taxes (Senate, No. 2312);

By the same Senator, for the same committee, on petition, a Bill directing the Massachusetts Bay Transportation Authority to install sound barriers in Quincy and Braintree (Senate, No. 2343);

By the same Senator, for the same committee, on petition, a Bill to strengthen the review process for a medically conditioned license to operate a motor vehicle (Senate, No. 2348);

By the same Senator, for the same committee, on petition, a Bill to protect motorists from excessive EZ-Pass fees and fines (Senate, No. 2349);

By the same Senator, for the same committee, on petition, a Bill relative to child passenger safety (Senate, No. 2355);

By the same Senator, for the same committee, on petition, a Bill relative to temporary registration plates (Senate, No. 2372); and

By the same Senator, for the same committee, on petition, a Bill establishing speed limits on portions of Route 28 and Chickatawbut Road in the town of Milton (Senate, No. 2384);

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

State government,--  
efficiency.

MBTA assets,--  
commission.

Housatonic rail line.

Physician assistant,--  
non-competes.

Moratorium,-- jail  
and prison  
construction.

Baby-changing  
stations.

Boards and  
commissions,--  
training.  
Geographic  
representation.

Public construction,--  
fraud.

Transportation  
projects,-- inspection.

Motor vehicle,--  
excise tax.

MBTA,-- sound  
barriers.

Medically  
conditioned license,--  
review.

Motorists,-- EZ-Pass  
fees.

Child passenger,--  
safety.

Registration plates,--  
temporary.

Milton,-- speed  
limits.

**UNCORRECTED PROOF.**

By Mr. Keenan, for the committee on Transportation, on petition, a Bill designating a certain bridge in the city known as the town of Weymouth as the Sergeant Michael C. Chesna First Responders Bridge (Senate, No. 2605);

Weymouth,--  
Chesna bridge.

**Read and, under Senate Rule 26, referred to the committee on Rules.**

By Mr. Keenan, for the committee on Transportation, on petition, a Bill authorizing the town of Marblehead to amend Chapter 37 of the Acts of 2004: Parking Violations in the Town of Marblehead (Senate, No. 2288) [Local approval received];

Marblehead,--  
parking violations.

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

*Committee Discharged.*

Mr. Lesser, for the committee on Economic Development and Emerging Technologies, reported, asking to be discharged from further consideration of the petition (accompanied by bill, Senate, No. 262) of Paul R. Feeney for legislation relative to athletic recreation facilities,-- **and recommending that the same be referred to the committee on Public Health.**

Athletic facilities,--  
emergency response  
plan.

**Under Senate Rule 36, the report was considered forthwith and accepted.  
Sent to the House for concurrence.**

PAPER FROM THE HOUSE.

A Bill amending the charter of the city of Newburyport (House, No. 3925,-- on petition) [Local approval received],-- **was read and, under Senate Rule 26, placed in the Orders of the Day for the next session.**

Newburyport,--  
charter.

*Matter Taken Out of the Orders of the Day.*

There being no objection, the following matter was taken out of the Orders of the Day and considered as follows:

The House Bill relative to town elections in the town of Wilbraham (House, No. 3935),-- **was read a second time, ordered to a third reading, read a third time and passed to be engrossed, in concurrence, its title having been changed by the committee on Bills in the Third Reading as follows: "An Act further regulating town elections in the town of Wilbraham."**

Wilbraham,-- town  
elections.

*Report of a Committee.*

By Mr. Rodrigues, for the committee on Ways and Means, that the House Bill making appropriations for the fiscal year 2022 to provide for supplementing certain existing appropriations and for certain other activities and projects (House, No. 4345),-- ought to pass, with an amendment striking out all after the enacting clause and inserting in place thereof the text of Senate document numbered 2622.

Supplemental  
appropriations.

*Order Adopted.*

Mr. Rodrigues offered the following order, to wit:

*Ordered,* That notwithstanding Senate Rule 7 or any other rule to the contrary, House Bill making appropriations for the fiscal year 2022 to provide for supplementing certain existing appropriations and for certain other activities and projects (House, No. 4345), shall be placed in the Orders of the Day for a second reading on Wednesday, January 26, 2022, with the Ways and Means amendment S2622 pending.

Procedural 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. Collins, and the order was considered forthwith and adopted.**

**The bill will be placed in the Orders of the Day for Wednesday, January 26, 2022, for a second reading with the amendment pending.**

PAPERS FROM THE HOUSE.

A petition (accompanied by bill, House, No. 4357) of Michael P. Kushmerek, Angelo J. Puppolo, Jr., and others relative to height discrimination,-- **was referred, in concurrence, under suspension of Joint Rule 12, to the committee on The Judiciary.**

Height discrimination.

*Engrossed Bills.*

The following engrossed bill (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. DiDomenico) and laid before the Governor for his approbation, to wit:

Defining a quorum of certain public bodies in the town of Monson (see Senate, No. 2610); and

Bills laid before the Governor.

Relative to the election of town meeting members in the town of Arlington at the annual town election (see House, No. 3745).

*Moment of Silence.*

At the request of the Chair (Mr. DiDomenico), the members guests and staff stood in a moment of silence and reflection to the memory of William R. Hoskin.

Moment of silence.

*Order Adopted.*

On motion of Mr. Collins,--

*Ordered,* That when the Senate adjourns today, it adjourn to meet again on Wednesday next at twelve o'clock noon, in a full formal session with a calendar.

Time of meeting.

*Adjournment in Memory of William R. Hoskin.*

The Senator from Hampden and Hampshire, Mr. Velis requested that when the Senate adjourns today, it adjourn in memory of William R. Hoskin who passed away on December 27, 2021, at the age of 77.

Born in Enfield, William, or Bill as he was known to his friends, was a graduate of Commerce High School. After he graduated, Bill proudly served his country in the United State Marine Corp, serving abroad in countries such as Italy, Greece, and the Dominican Republic during the Bay of Pigs.

In 1986, Bill married the love of his life, Susan Marie Andruss. They settled down and started their life together in the City of Westfield. Together, Susan and Bill had four children. Spending quality-time with them, as well as his friends and extended family, brought Bill immense joy.

Bill was a talented man who had the ability to fix anything, and his entrepreneurial success included opening his own business, Hoskin Rug and Tile, in Agawam. An active member of the West of the River Chamber of Commerce and other local organizations,

**UNCORRECTED PROOF.**

Bill was always looking for ways to serve his community and neighbors. Bill was best known for always making himself available to lend a hand to anyone who needed it and for his cheerful outlook on life.

Bill's commitment to the Westfield and Agawam communities, to his country as a proud Veteran, and to his family as a father and grandfather, will never be forgotten. We all mourn his loss.

Accordingly, as a mark of respect to the memory of William R. Hoskin, at twenty-seven minutes before twelve o'clock noon, on motion of Mr. Collins, the Senate adjourned to meet again on Wednesday next at twelve o'clock noon.