
The Commonwealth of Massachusetts

JOURNAL OF THE SENATE.



MONDAY, JANUARY 10, 2022

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Monday, January 10, 2022.

Met at a quarter past eleven o'clock A.M. (Mr. Lewis 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. Lewis), 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 Department of Public Health relative to its plan of correction for the Bristol County Jail, Ash Street Facility inspection on November 23, 2021 (received January 6, 2022); and

DPH,-- plan of correction. SD2926

Communication from His Excellency the Governor, Charles D. Baker, relative to the appointment of Trooper Matthew Kane (pursuant to Section 108 (a) of Chapter 253 of the Acts of 2020) to the Special Commission to Study the Establishment of a Statewide Law Enforcement Officer Cadet Program (received January 7, 2022).

Statewide Law Enforcement Officer Cadet Program. SD2933

Reports.

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

Report of the Middlesex District Attorney's Office (pursuant to Section 99R of Chapter 272 of the General Laws) submitting its annual report of wiretap interceptions for the 2021 calendar year (received January 6, 2022);

Middlesex DA,-- wiretap. SD2928

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 the Suffolk County Jail (received January 6, 2022);

DPH,-- facility inspection. SD2929

Report of the Department of Conservation and Recreation (pursuant to Section 35BBB(c) of Chapter 10 of the General Laws) submitting its fiscal year 2021 reporting of the Douglas State Forest Maintenance Trust Fund (received January 6, 2022);

DCR,-- Douglas trust report. SD2930

Report of the Department of Conservation and Recreation (pursuant to Section 35FFF(c) of Chapter 10 of the General Laws) submitting its fiscal year 2021 reporting of the Nickerson State Park Trust Fund (received January 6, 2022); and

DCR,-- Nickerson trust report. SD2931

Report of the Department of Conservation and Recreation (pursuant to Section 35PPP(c) of Chapter 10 of the General Laws) submitting its fiscal year 2021 reporting of the Wellfleet Hollow State Campground Trust Fund (received January 6, 2022).

DCR,-- WH campground trust report. SD2932

Petitions.

Petitions were severally presented and referred as follows:

By Ms. DiZoglio, a petition (accompanied by bill) (subject to Joint Rule 12) of Diana DiZoglio for legislation relative to Massachusetts uniform electronic wills; and

Electronic wills. SD2927

By the same Senator (by request), a petition (accompanied by bill) (subject to Joint Rule 12) of Justin Sheehan for legislation to provide a tax exemption for at-home COVID-19 tests;

COVID-19 tests,-- tax exemption. SD2934

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

Reports of Committees.

By Ms. Comerford, for the committee on Public Health, on Senate, No. 1397 and House, No. 2410, a Bill modernizing childhood lead poisoning prevention (Senate, No. 1397);

Childhood lead poisoning,-- prevention.

By the same Senator, for the same committee, on Senate, No. 1520 and House, No. 2284, a Bill relative to acupuncture detoxification specialists (Senate, No. 1520);

Acupuncture,-- detoxification specialist.

By the same Senator, for the same committee, on petition (accompanied by bill, Senate, No. 1376), a Bill relative to safe patient handling and mobility in certain health facilities (Senate No. 2613); and

Health facilities,-- patient handling.

By the same Senator, for the same committee, on Senate, No. 1466 and House, No. 2279, a Bill supporting individuals with intellectual and developmental disabilities including autism (Senate, No. 2615);

Persons with disabilities,-- training.

Severally referred, under Joint Rule 1E, to the committee on Health Care Financing.

By Ms. Comerford, for the committee on Public Health, on petition, a Bill prohibiting the use of lead paint on outdoor structures (Senate, No. 1453); and

Lead paint,-- outdoor structures.

By the same Senator, for the same committee, on Senate, No. 1389 and House, No. 4214, a Bill to improve food allergy awareness (Senate, No. 2614);

Food allergy,-- awareness.

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

By Ms. Comerford, for the committee on Public Health, on Senate, No. 1446 and House, No. 2299, a Bill further regulating the Commission on Falls Prevention (Senate, No. 1446); and

Falls prevention,-- commission.

By the same Senator, for the same committee, on Senate, No. 1463 and House, No. 2278, a Bill to require the disclosure of lead in water pipes (Senate, No. 1463);

Water pipes,-- disclosure of lead.

Severally read and, under Senate Rule 26, referred to the committee on Rules.

By Mr. Keenan, for the committee on Housing, on petition, a Bill establishing a building permit surcharge in the town of Concord (Senate, No. 2438) [Local approval received];

Concord,-- building permit surcharge.

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

PAPERS FROM THE HOUSE.

A Bill granting equal access to original birth certificates to all persons born in Massachusetts (House, No. 2294,-- on Senate, No. 1440),-- **was read and, under Senate Rule 26, referred to the committee on Rules.**

Birth certificates,-- equal access.

A Bill re-designating a certain bridge in the city of Lawrence (House, No. 4319,-- on House, No. 3949) [Local approval received on House, No. 3949],-- **was read and, under Senate Rule 26, placed in the Orders of the Day for the next session.**

Lawrence,-- bridge.

Reports

Of the committee on Education, asking to be discharged from further consideration
Of the petition (accompanied by bill, House, No. 602) of Thomas A. Golden, Jr., for

Clean energy,-- education program.

legislation to establish a clean energy education program to provide funding to the Commonwealth's technical and vocational high schools,-- and recommending that the same be referred to the committee on Telecommunications, Utilities and Energy;

Of the petition (accompanied by bill, House, No. 3781) of Nika C. Elugardo and Elizabeth A. Malia for an investigation by a special commission (including members of the General Court) relative to health insurance coverage for medically necessary treatment in public schools,-- and recommending that the same be referred to the committee on Health Care Financing;

Health insurance coverage,-- public schools.

Of the committee on Municipalities and Regional Government, asking to be discharged from further consideration

Of the petition (accompanied by bill, House, No. 2145) of Mike Connolly relative to promoting the adoption of renewable energy for heating, cooling and hot water under the zoning law; and

Renewable energy,-- zoning.

Of the petition (accompanied by bill, House, No. 2167) of Tami L. Gouveia, James B. Eldridge and Nika C. Elugardo relative to providing for local option all-electric buildings and homes ordinances;

All-electric buildings,-- local option.

And recommending that the same severally be referred to the committee on Telecommunications, Utilities and Energy.

Were severally considered forthwith, under Senate Rule 36, and accepted, in concurrence.

Matters Taken Out of the Orders of the Day.

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

The House Bill authorizing the division of capital asset management and maintenance to convey a certain parcel of land to the Claremont Realty Trust in the city of Framingham (House, No. 4252) (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.**

Framingham,-- land conveyance.

The House Bill relative to bidding requirements for a certain affordable housing project in the town of Brookline (House, No. 4083),-- **was read a second time, ordered to a third reading, read a third time and passed to be engrossed, in concurrence.**

Brookline,-- affordable housing.

Reports of Committees.

Ms. Lovely, for the committee on Rules, reported that the following matter be placed in the Orders of the Day for Thursday, January 13, 2022.

The Senate Bill relative to expanding access to adoption (Senate, No. 123) (the committee on Rules recommending that the bill be amended by substituting a new draft entitled "An Act expanding access to adoption" (Senate, No. 2616).

Adoption,-- access.

The rules were suspended, on motion of Mr. Rodrigues, and the report was considered forthwith and accepted.

The bill (Senate, No. 123) will be placed in the Orders of the Day for Thursday, January 13, 2022 for a second reading, with the amendment pending.

Ms. Lovely, for the committee on Rules, reported that the following matter be placed in the Orders of the Day for the next session:

The Senate Bill naming the Global War on Terror Memorial Bridge in the town of Ipswich (Senate, No. 2380).

Ipswich,-- War on Terror Bridge.

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.

Mr. Rodrigues, for the committee on Ways and Means, to whom was referred the Senate Bill to provide identification to youth and adults experiencing homelessness (Senate, No. 2276),- reports, recommending that the same ought to pass with an amendment substituting a new draft with the same title (Senate, No. 2612).

Real ID,-- homeless individuals.

Order Adopted.

Mr. Rodrigues presented the following order, to wit:

Ordered, That notwithstanding Senate Rule 7 or any other rule to the contrary, Senate Bill to provide identification to youth and adults experiencing homelessness (Senate, No. 2276), shall be placed in the Orders of the Day for a second reading on January 13, 2022 with the amendment pending.

Procedural order.

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

The bill will be placed in the Orders of the Day for Thursday, January 13, 2022, for a second reading with the amendment pending.

PAPERS FROM THE HOUSE.

A petition (accompanied by bill, House, No. 4323) of Mathew J. Muratore and Susan L. Moran for legislation to establish a sick leave bank for Charles H. Bletzer, an employee of the Trial Court,-- **was referred, in concurrence, under suspension of Joint Rule 12, to the committee on the Judiciary.**

Charles H. Bletzer,-- sick leave.

Engrossed Bills.

An engrossed Bill validating the actions taken at the annual town meeting and a certain special town meeting in the town of Rowley (see Senate Bill, printed in Senate, No. 2550) (which originated in the Senate), **having been certified by the Senate Clerk to be rightly and truly prepared for final passage, was passed to be enacted, two-thirds of the members present having voted in the affirmative, and it was signed by the Acting President (Mr. Lewis) and laid before the Governor for his approbation.**

Bill laid before the Governor.

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. Lewis) and laid before the Governor for his approbation, to wit:

Authorizing the disbursement of funds held by the town of Westford (see House, No. 3724); and

Bills laid before the Governor.

Establishing a cell tower receipts special account for the town of North Reading (see House, No. 4020).

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. in a full formal session with a calendar.

Time of meeting.

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