

**The Commonwealth of Massachusetts**

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**JOURNAL OF THE SENATE.**



**MONDAY, FEBRUARY 28, 2022**

JOURNAL OF THE SENATE

Monday, February 28, 2022.

Met at twenty-two minutes past eleven o'clock A.M. (Mr. Brownsberger 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. Brownsberger), 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 Meenakshi Bharah (pursuant to Section 68 of Chapter 3 of the General Laws) to the permanent commission on the status citizens of Asian descent (received January 13, 2022); and

Asian descent commission,-- appt.

Communication from the Office of the Child Advocate (pursuant to item 0930-0100 of Section 2 of Chapter 24 of the Acts of 2021) submitting its report on early childhood and school-aged student wellness efforts (received February 24, 2022).

OCA,-- student wellness report. SD3009

Petition.

Petitions were severally presented and referred as follows:

By Ms. Creem, a petition (accompanied by bill) (subject to Joint Rule 12) of Cynthia Stone Creem for legislation relative to the use of low embodied carbon concrete in state projects; and

State projects,-- carbon concrete. SD3010

By Mr. Moore, a petition (accompanied by bill) (subject to Joint Rule 12) of Michael O. Moore for legislation to establish a sick leave bank for Michael King, an employee of the Worcester County Sheriff's Office;

Michael King,-- sick leave. SD3008

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

Reports of a Committee.

By Ms. Comerford, for the committee on Public Health, on petition, a Bill restricting toxic PFAS chemicals in consumer products to protect our health (Senate, No. 1387); and

PFAS chemicals,-- restrict.

By the same Senator, for the same committee, on Senate, No. 1507 and House, No. 2254, a Bill relative to monitoring dry casks of spent nuclear fuel (Senate, No. 2725);

Nuclear fuel,-- monitoring.

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

Committees Discharged.

Ms. Lovely, for the committees on Rules of the two branches, acting concurrently, reported, asking to be discharged from further consideration

Of the Senate Order relative to authorizing the joint committee on State Administration and Regulatory Oversight to make an investigation and study of a certain current Senate document relative to the Commonwealth Recovery Council (Senate, No.

State Administration and Regulatory Oversight committee,-- study.

2696);

Of the Senate Order relative to authorizing the joint committee on Labor and Workforce Development to make an investigation and study of certain current Senate documents relative to public employees and employer obligations (Senate, No. 2697);

Labor and Workforce Development committee,-- study.

Of the Senate Order relative to authorizing the joint committee on Financial Services to make an investigation and study of certain current Senate documents relative to auto issues (Senate, No. 2698);

Financial Services committee,-- study.

Of the Senate Order relative to authorizing the joint committee on Financial Services to make an investigation and study of certain current Senate documents relative to banking issues (Senate, No. 2699);

Id.

Of the Senate Order relative to authorizing the joint committee on Financial Services to make an investigation and study of certain current Senate documents relative to insurance issues (Senate, No. 2700);

Id.

Of the Senate Order relative to authorizing the joint committee on Financial Services to make an investigation and study of certain current Senate documents relative to health issues (Senate, No. 2701);

Id.

Of the Senate Order relative to authorizing the joint committee on Community Development and Small Businesses to make an investigation and study of certain current Senate documents relative to community development and small business matters (Senate, No. 2709);

Community Development and Small Businesses committee,-- study.

Of the Senate Order relative to authorizing the joint committee on Economic Development and Emerging Technologies to make an investigation and study of certain current Senate documents relative to economic development issues (Senate, No. 2710);

EDET committee,-- study.

Of the Senate Order relative to authorizing the joint committee on Telecommunications, Utilities and Energy to make an investigation and study of certain current Senate documents relative to telecommunications, utilities and energy matters (Senate, No. 2711);

Telecommunications, Utilities and Energy committee,-- study.

Of the Senate Order relative to authorizing the joint committee on Transportation to make an investigation and study of certain current Senate documents relative to miscellaneous transportation matters (Senate, No. 2712);

Transportation committee,-- study.

Of the Senate Order relative to authorizing the joint committee on Election Laws to make an investigation and study of a certain current Senate document authorizing citizens in the town of Brookline who have reached the age of sixteen years or older to register and vote in municipal election with the town (Senate, No. 2713);

Election Laws committee,-- study.

Of the Senate Order relative to authorizing the joint committee on Higher Education to make an investigation and study of certain current Senate documents relative to higher education issues (Senate, No. 2714); and

Higher Education committee,-- study.

Of the Senate Order relative to authorizing the joint committee on Telecommunications, Utilities and Energy to make an investigation and study of certain current Senate documents relative to telecommunications, utilities and energy issues (Senate, No. 2715).

Telecommunications, Utilities and Energy committee,-- study.

**And recommending that the same severally be referred to the committee on Rules.**

**Under Senate Rule 36, the reports were severally considered forthwith and accepted.**

*Resolutions.*

The following resolutions (having been filed with the Clerk) were considered forthwith and adopted, as follows:-

Resolutions (filed by Ms. Lovely) “congratulating Joaquin Colon on his elevation to the rank of Eagle Scout.”

Joaquin Colon.

*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 Senate Bill authorizing the town of Stoughton to transfer certain park property in exchange for acquisition and dedication of other land to park purposes (Senate, No. 2548), - was read a third time.

Stoughton,-- park land.

Pending the question on passing the bill to be engrossed, Mr. Timilty presented an amendment substituting a new draft with the same title (Senate, No. 2732).

**The amendment was adopted.**

**The bill (Senate, No. 2732) was then passed to be engrossed.**

**Sent to the House for concurrence.**

PAPER FROM THE HOUSE

*Engrossed Bill.*

An engrossed Bill changing the term of office of the mayor in the city known as the town of Agawam to 4 years (see Senate, No. 2523, amended) (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 and signed by the Acting President (Mr. Brownsberger) and laid before the Governor for his approbation.**

Bill laid before the Governor.

*Reports of a Committee.*

By Mr. Rodrigues, for the committee on Ways and Means, that the House Bill authorizing the Division of Capital Asset Management and Maintenance to convey a certain parcel of land to the town of Hudson (House, No. 4126),-- ought to pass, with an amendment striking out all after the enacting clause and inserting in place thereof the text of Senate document numbered 2729.

Hudson,-- land.

**There being no objection, the rules were suspended, on motion of Mr. O'Connor, and the bill was read a second time and was amended, as recommended by the committee on Ways and Means.**

**The bill, as amended, was then ordered to a third reading, read a third time and passed to be engrossed, in concurrence, with the amendment.**

**Sent to the House for concurrence in the amendment.**

By Mr. Rodrigues, for the committee on Ways and Means, to whom was referred the Senate Bill to increase access to disposable menstrual products in prisons, homeless shelters, and public schools (Senate, No. 1445),-- reports, recommending that the same ought to pass, with an amendment substituting a new draft entitled "An Act to increase access to disposable menstrual products" (Senate, No. 2730).

Menstrual products,-- access.

*Order Adopted.*

Mr. Rodrigues presented the following order, to wit:

*Ordered,* That notwithstanding Senate Rule 7 or any other rule to the contrary, the Senate Bill to increase access to disposable menstrual products in prisons, homeless shelters, and public schools (Senate, No. 1445), shall be placed in the Orders of the Day for a second reading on Thursday, March 3, 2022 with the Ways and Means amendment S2730 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. O'Connor, and the order was considered forthwith and adopted.**

**The bill will be placed in the Orders of the Day for Thursday, March 3, 2022, for a second reading with the amendment pending.**

By Mr. Rodrigues, for the committee on Ways and Means, to whom was referred the Senate Bill relative to expanding equitable access to maternal postpartum care (Senate, No. 2583),-- reports, recommending that the same ought to pass, with an amendment substituting a new draft with the same title (Senate, No. 2731).

Postpartum care,-- access.

*Order Adopted.*

Mr. Rodrigues presented the following order, to wit:

*Ordered*, That notwithstanding Senate Rule 7 or any other rule to the contrary, the Senate Bill relative to expanding equitable access to maternal postpartum care (Senate, No. 2583), shall be placed in the Orders of the Day for a second reading on Thursday, March 3, 2022 with the Ways and Means amendment S2731 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. O'Connor, and the order was considered forthwith and adopted.**

**The bill will be placed in the Orders of the Day for Thursday, March 3, 2022, for a second reading with the amendment pending.**

PAPERS FROM THE HOUSE

*Orders.*

The following House Orders (severally approved by the committees on Rules of the two branches, acting concurrently) were considered as follows:

*Ordered*, That, notwithstanding the provisions of Joint Rule 10, the committee on Telecommunications, Utilities and Energy be granted until Monday, May 2, 2022 within which time to make its final report on current House documents numbered 602, 2145, 2167, 3254, 3255, 3257, 3260, 3261, 3262, 3264, 3265, 3267, 3268, 3269, 3271, 3273, 3274, 3275, 3276, 3277, 3279, 3283, 3284, 3285, 3287, 3288, 3289, 3292, 3293, 3296, 3298, 3300, 3304, 3306, 3309, 3312, 3317, 3318, 3319, 3320, 3331, 3332, 3333, 3334, 3335, 3336, 3337, 3338, 3339, 3340, 3341, 3342, 3343, 3344, 3345, 3346, 3347, 3349, 3350, 3352, 3353, 3360, 3361, 3362, 3365, 3366, 3367, 3750, 3805, 3887, 3888, 3893, 4044, 4067, 4081, 4082, 4117 and 4307.

Telecommunications, Utilities and Energy,- extension order.

**The rules were suspended, on motion of Mr. O'Connor, and the order (House, No. 4400) was considered forthwith; and adopted, in concurrence.**

*Ordered*, That, notwithstanding the provisions of Joint Rule 10, the committee on Telecommunications, Utilities and Energy be granted until Monday, May 2, 2022 within which time to make its final report on current House document numbered 4331.

Id.

**The rules were suspended, on motion of Mr. O'Connor, and the order (House, No. 4455) was considered forthwith; and adopted, in concurrence.**

*Ordered*, That, notwithstanding the provisions of Joint Rule 10, the committee on

Id.

**UNCORRECTED PROOF.**

Telecommunications, Utilities and Energy be granted until Monday, May 2, 2022 within which time to make its final report on current House documents numbered 944 and 4449.

**The rules were suspended, on motion of Mr. O'Connor, and the order (House, No. 4488) was considered forthwith; and adopted, in concurrence.**

*Order Adopted.*

On motion of Mr. O'Connor,--

*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-five minutes before twelve o'clock noon, the Senate adjourned to meet again on Thursday next at eleven o'clock A.M.