

The Commonwealth of Massachusetts

JOURNAL OF THE SENATE.



MONDAY, MARCH 28, 2022

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Monday, March 28, 2022.

Met at fourteen minutes past eleven o'clock A.M. (Ms. Lovely 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. Lovely), members, guests and staff then recited the pledge of allegiance to the flag.

Pledge of allegiance.

Distinguished Guests.

There being no objection, the Chair (Ms. Lovely) handed the gavel to Mr. Keenan for the purpose of an introduction. Mr. Keenan then introduced, in the rear of the Chamber, Boston College Professor Angela Boatman. She was accompanied by students in her Public Policy and Politics in Higher Education graduate class. The Senate welcomed them with applause and they withdrew from the Chamber.

Angela Boatman.

Communications.

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

Communication from the Office of the Child Advocate (pursuant to Section 5 of Chapter 18C of the General Laws) submitting its report entitled "Investigation Status Report regarding the multi system investigation into the death of David Almond" (received March 24, 2022); and

OCA,-- investigation report. SD3063

Communication from the Office of the Comptroller (pursuant to Sections 1A and 1B of Chapter 24 of the Acts of 2021) submitting its report on the comparison of actual revenue collections to budget for the 2nd quarter of fiscal year 2022 (received March 25, 2022).

CTR,-- quarterly revenue report. SD3067

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 Essex County Correctional Facility (received March 24, 2022),-- was placed on file.

DPH,-- facility inspection. SD3064

Reports of Committees.

By Mr. Pacheco, for the committee on State Administration and Regulatory Oversight, on petition (accompanied by bill, Senate, No. 1705), an 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 designating January as Peace Officer History Month (Senate, No. 2794); and

State Administration and Regulatory Oversight committee,-- study.

By Mr. Crighton, for the committee on Transportation, on Senate, Nos. 2260 and 2324, an Order relative to authorizing the joint committee on Transportation to make an investigation and study of certain current Senate documents relative to transportation financing (Senate, No. 2795);

Transportation committee,-- study.

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

UNCORRECTED PROOF.

By Mr. Pacheco, for the committee on State Administration and Regulatory Oversight, on petition, a Bill discouraging employers from closing call centers and customer service operations in the Commonwealth and relocating overseas, and for other purposes (Senate, No. 2056);

Call centers,--
location retainment.

By the same Senator, for the same committee, on petition, a Bill relative to civil asset forfeiture data reporting (Senate, No. 2105) [Representative Barrows of Mansfield dissenting];

Asset forfeiture,--
reporting.

By the same Senator, for the same committee, on petition, a Bill relative to the secretary of veterans' services (Senate, No. 2112);

Secretary of veterans'
services.

By Mr. Crighton, for the committee on Transportation, on petition, a Bill relative to unpaved roads (Senate, No. 2337); and

Unpaved roads.

By the same Senator, for the same committee, on petition, a Bill relative to life cycle costs for long term pavement solutions (Senate, No. 2358) [Representative Orrall of Lakeville dissenting];

Pavement solutions,--
costs.

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

Resolutions.

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

Resolutions (filed by Ms. Creem) "recognizing Nancy Schön on the lifelong contributions she has made to the city of Newton and the Commonwealth through her art."

Nancy Schön.

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 changing the position of town clerk in the town of Groton from an elected position to an appointed position (House, No. 4580) (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.**

Groton,-- town clerk.

Moment of Silence.

At the request of the Chair (Ms. Lovely), the members, guests and staff stood in a moment of silence and reflection in memory of Stephen Dennis Wolanske, MD.

Moment of silence.

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 Mansfield to grant additional licenses for the sale of all alcoholic beverages to be drunk on the premises (Senate, No. 2591),-- **was read a third time and passed to be engrossed.**

Mansfield,-- liquor
licenses.

Sent to the House for concurrence.

Orders Adopted.

Mr. Rodrigues presented the following order, to wit:

Ordered, That notwithstanding Senate Rule 7 or any other rule to the contrary, Senate Bill relative to temporary registration plates (Senate, No. 2372) (to be reported by the committee on Ways and Means with a recommended new draft S2797 on Monday, March

Procedural order.

28, 2022, and read into the Senate Journal on Monday, March 28, 2022) shall be placed in the Orders of the Day for a second reading on Thursday, March 31, 2022, with the Ways and Means amendment pending.

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. Fattman, and the order was considered forthwith and adopted.

Mr. Rodrigues presented the following order, to wit:

Ordered, That notwithstanding Senate Rule 7 or any other rule to the contrary, House Bill prohibiting discrimination based on natural and protective hairstyles (House, No. 4554), (to be reported by the committee on Ways and Means with a recommended new text by striking out all after the enacting clause and inserting in place thereof the text of S2796 on Monday, March 28, 2022, and read into the Senate Journal on Monday, March 28, 2022) shall be placed in the Orders of the Day for a second reading on Thursday, March 31, 2022, with the Ways and Means amendment 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. Fattman, and the order was considered forthwith and adopted.

Reports of a Committee.

By Mr. Rodrigues, for the committee on Ways and Means, that the Senate Bill relative to temporary registration plates (Senate, No. 2372),-- ought to pass, with an amendment substituting a new draft with the same title (Senate, No. 2797); and

Registration plates,-- temporary.

By the same Senator, for the same committee, that the House Bill prohibiting discrimination based on natural and protective hairstyles (House, No. 4554),-- ought to pass, with an amendment striking out all after the enacting clause and inserting in place thereof the text of Senate document numbered 2796.

Hairstyles,-- natural and protective.

Pursuant to orders previously adopted, the bills were placed in the Orders of the Day for Thursday, March 31, 2022, for a second reading with the amendments pending.

PAPERS FROM THE HOUSE.

A petition (accompanied by bill, House, No. 4634) of Michael J. Finn and others relative to qualified data centers,-- **was referred, in concurrence, under suspension of Joint Rule 12, to the committee on Revenue.**

Qualified data centers.

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 Tourism, Arts and Cultural Development be granted until Wednesday, June 1, 2022 within which time to make its final report on current Senate documents numbered 2242 and 2248, and House documents numbered 3375, 3382, 3387, 3389 and 4120.

Tourism, Arts and Cultural Development,-- extension order.

The rules were suspended, on motion of Mr. Fattman, and, after remarks, the

order (House, No. 4381) was considered forthwith; and adopted, in concurrence.

Ordered, That, notwithstanding the provisions of Joint Rule 10, the committee on Tourism, Arts and Cultural Development be granted until Wednesday, June 1, 2022 within which time to make its final report on current Senate document numbered 2244, and House document numbered 3380.

Tourism, Arts and Cultural Development,-- extension order.

The rules were suspended, on motion of Mr. Fattman and the order (House, No. 4382) was considered forthwith; and adopted, in concurrence.

Emergency Preamble Adopted.

An engrossed Bill authorizing the Division of Capital Asset Management and Maintenance to convey a certain parcel of land to the town of Hudson (see House, No. 4126, amended), 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.

Hudson,-- land.

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

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 (Ms. Lovely) and laid before the Governor for his approbation, to wit:

Bills laid before the Governor.

Authorizing the Division of Capital Asset Management and Maintenance to convey a certain parcel of land to the town of Hudson (see House, No. 4126, amended); and

Changing the position of town clerk in the town of Groton from an elected position to an appointed position (see House, No. 4580).

Order Adopted.

On motion of Mr. Fattman,--

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.

Adjournment in Memory of Stephen Dennis Wolanske, MD.

The Senator from Essex, Ms. Lovely, moved that when the Senate adjourns today, it adjourn in memory of Stephen Dennis Wolanske, MD.

Every birth begins a story, every death creates a history. The ensuing years make a life. Stephen Dennis Wolanske, MD, excelled at living his life and leaving our world a better place.

Born in Greenfield, MA to Dr. Stephen and Margaret Mahan Wolanske, he was raised with great affection and encouragement, which was generously shared with his brother Robert and sister Linda Wolanske Martin, both of Greenfield. Stephen's children, Stevie (Greenwich CT), Douglas, and Kristen (Lachance), (Colorado Springs, CO) and their families were deeply loved. He was so proud of their accomplishments and the people they became.

The Doc graduated from Boston University School of Medicine in 1966, and

completed his Residency at New York Presbyterian. He was born a "Monday's Child", Fair of Face, and his beautiful countenance was the first to welcome hundreds of infants at the very beginning of their journey. His long career in obstetrics and gynecology touched many people in their hours of great need. He was devoted to the well-being of each and every one of his patients.

Stephen was blessed to inherit the sparkling eyes of his Irish mother, the glint of his inner joy always present. Forty years ago, the Universe was in perfect alliance, for just a moment, and those eyes found Sherry, (Ez). It was meant to be. Stephen gained a true soulmate and best friend as well as a loving daughter, Krista Parise Wolanske, who warmed his heart every day of their shared life. It was a special bond like no other. To witness them together was like a fine ballet, with sparks, and much laughter.

All creatures, great and small, recognized his tender heart. Stephen loved animals, and they knew it. He was still mucking stalls at 80 and gathering food for the chickens. His dogs were cherished and quite spoiled.

His Faith was inherent, a regular attendee at Mass, he collected our names for prayer. Come Sunday, his list was longer than a CVS receipt. He covered the heavy work of Lent for many. We remain grateful for his sacrifice.

Gathering friendships was his greatest gift, he genuinely cared for others. The Doc was the consummate host, manning the grill, tending the bar, engaging in thoughtful conversation, opening his heart and wonderful home to so many, often a motley crew. His ICC gang were his brethren, family, neighbors and restaurant people always cheered when he arrived. His career prepared him well for often being surrounded by a tribe of women, Ez' entourage. He sat among that group, composed and engaged. Dr. Wolanske, you were so easy to love.

His family is forever thankful to all who made his life rich by your visits, concern, kind words, rides, and meals. To his personal medical staff, who tenderly cared for him in his final hours, Dr. Mike and Elise Edwards, your warm hearts are precious beyond words.

Stephen's ashes will go to the sea, his spirit carried on gentle tides, and hopefully, touch the warm shores of Ixtapa, a mythical spot for he and Sherry. Those who remain to complete our journeys will raise a glass, not to mourn, yet rejoice in having been embraced by his generous personality and surrounded by his loving arms. Good journey Stephen, until we meet again.

Accordingly, as a mark of respect to the memory of Stephen Dennis Wolanske, MD, at ten minutes before twelve o'clock noon, on motion of Mr. Fattman, the Senate adjourned to meet again on Thursday next at eleven o'clock A.M.