

The Commonwealth of Massachusetts

JOURNAL OF THE SENATE.



MONDAY, APRIL 11, 2022

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JOURNAL OF THE SENATE

Monday, April 11, 2022.

Met at twenty-three minutes past eleven o'clock A.M. (Mr. Collins 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. Collins), members, guests and staff then recited the pledge of allegiance to the flag.

Pledge of allegiance.

Communication.

Communication from the Department of Public Health relative to its plans of correction for the Northeastern Correctional Center inspection on February 22, 2022, Bridgewater State Hospital inspection on March 21 and 22, 2022, Suffolk County House of Correction inspection on December 21, 22 and 23, 2021 and Pondville Correctional Center inspection on March 3, 2022 (received April 7, 2022),-- was placed on file.

DPH,-- plans of correction. SD3088

Reports.

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

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 Middlesex County Jail and House of Correction (received April 4, 2022);

DPH,-- facility inspection. SD3089

Report of the Office of the State Auditor (pursuant to Section 17(8) of Chapter 11 of the General Laws) submitting its fiscal year 2021 Bureau of Special Investigations annual report (received April 8, 2022); and

OSA,-- FY21 BSI report. SD3090

Report of the Plymouth County Sheriff's Department (pursuant to Section 40 of Chapter 126 of the General Laws) submitting its criminal justice report for the first quarter of 2022 (received April 8, 2022).

Plymouth Sheriff,-- criminal justice report. SD3091

Petitions.

Petitions were severally presented and referred as follows:

By Mr. Rodrigues, a petition (accompanied by bill) (subject to Joint Rule 12) of Michael J. Rodrigues for legislation to authorize the department of capital asset management to lease a certain portion of state-owned land in the city of Fall River to Battleship Cove and the USS Massachusetts Memorial Committee, Inc; and

Fall River,-- state-owned land. SD3093

By Mr. Tarr (by request), a petition (accompanied by bill) (subject to Joint Rule 12) of Gina Martiniello for legislation relative to vehicle registration and road safety;

Motor vehicle insurance. SD3094

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

Reports of Committees.

By Ms. Gobi, for the committee on Higher Education, on petition (accompanied by bill, Senate, No. 834), an Order relative to authorizing the joint committee on Higher Education to make an investigation and study of a certain current Senate document relative to late fees for no interest student loans (Senate, No. 2822);

Higher Education committee,-- study.

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

By Mr. Cronin, for the committee on Municipalities and Regional Government, on petition, a Bill to eliminate the department of finance and budget in the town of Groveland (Senate, No. 2742) [Local approval received];

Groveland,-- finance and budget department.

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

PAPERS FROM THE HOUSE.

Petitions were referred, in concurrence, as follows, to wit:

Petition (accompanied by bill, House, No. 4453) of Paul F. Tucker and Joan B. Lovely (with the approval of the mayor and city council) that the city of Salem be authorized to further regulate buildings containing two or more residential units in said city;

Salem,-- residential units.

To the committee on Housing.

Petition (accompanied by bill, House, No. 4454) of Rob Consalvo (with the approval of the mayor and city council) that the Boston Retirement Board be authorized to provide certain death benefits for Maria Rodriguez, the widow of LeRoi Rodriguez, a former firefighter of the city of Boston;

Boston,-- LeRoi Rodriguez.

To the committee on Municipalities and Regional Government.

Resolutions.

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

Resolutions (filed by Ms. Gobi) “congratulating Margaret Munns on the occasion of her one hundredth birthday”; and

Margaret Munns.

Resolutions (filed by Mr. Pacheco) “congratulating Jared Forrest on his elevation to the rank of Eagle Scout.”

Jared Forrest.

PAPERS FROM THE HOUSE

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 (Mr. Collins) and laid before the Governor for his approbation, to wit:

Exempting the city of Northampton from appointments to the Northampton license commission on the basis of party affiliation (see House, No. 4284); and

Bills laid before the Governor.

Regulating polling places in the city known as the town of Braintree (see House, No. 4353).

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 amending the charter of the city of Holyoke (House, No. 4501),-- was read a third time and passed to be engrossed, in concurrence.

Holyoke,-- charter.

PAPERS FROM THE HOUSE.

The Senate Bill authorizing the town of Westport to convey a non-exclusive access easement at the Westport town landing at the head of the Westport river (Senate, No.

Westport,-- easement.

1357),-- came from the House passed to be engrossed, in concurrence *with an amendment*, striking out section 1 and inserting in place thereof the following section:

“SECTION 1. (a) Notwithstanding section 2 of chapter 171 of the acts of 1848 or any general or special law to the contrary, the town of Westport, acting by and through its board of selectmen, in consultation with the Westport landing commission, may convey to the owners of 497 Old County road, upon such terms and conditions as the board of selectmen, in consultation with the landing commission, deems appropriate, a non-exclusive easement in a certain portion of the property described in subsection (b) for purposes of providing access to the property located at 497 Old Country road from the abutting public way, in common with the public’s right to make use of the town landing.

(b) The property on which the easement may be granted is known as the Westport town landing at the head of the Westport river and is located at 493 Old County road in the town of Westport, which was established pursuant to said chapter 171 of the acts of 1848. The property is more particularly described in an instrument recorded with the Bristol registry of deeds in book 21, page 373. The easement is shown as non-exclusive access easement on a plan entitled, “Easement Plan of Land in Westport, MA Prepared for Westport Landing Commission”, prepared by SITEC, Inc and dated October 1, 2017, which plan is on file with the town clerk.”

The rules were suspended, on motion of Mr. Tarr, and the House amendment was considered forthwith and adopted, in concurrence.

Petitions were severally referred, in concurrence, as follows, to wit:

Petition (accompanied by bill, House, No. 4691) of Adam J. Scanlon and others relative to student advisory committees at public schools;

Public schools,--
advisory committees.

Petition (accompanied by bill, House, No. 4692) of Paul McAuliffe for legislation to create promise scholarship accounts composed of state funds deposited on behalf of participating students to be used for qualified education expenses; and

Scholarship accounts.

Petition (accompanied by bill, House, No. 4693) of Paul McAuliffe relative to school committee oversight of courses of study including courses concerning sexually transmitted infections;

School committees,--
course oversight.

Severally, under suspension of Joint Rule 12, to the committee on Education.

Order.

Mr. Velis presented an Order granting the committee on Veterans and Federal Affairs until April 30, 2022 within which time to make its final report on current Senate documents numbered 2395, 2396, 2417, 2424, 2425, 2428, 2431 and 2434 and House documents numbered 3640, 3643, 3655, 3664, 3667, 3668, 3672, 3674, 3680 and 3698 relative to veterans and federal affairs (Senate, No. 2824);

Veterans and Federal
Affairs,-- extension.

There being no objection, the rules were suspended, on motion of Mr. Tarr, and, after remarks, the order was adopted.

Sent to the House for concurrence.

Order Adopted.

On motion of Mr. Tarr,--

Ordered, That when the Senate adjourns today, it adjourn to meet again on Thursday next at ten o’clock A.M. in a full formal session with a calendar.

Time of meeting.

On motion of the same Senator, at sixteen minutes before twelve o’clock noon, the Senate adjourned to meet again on Thursday next at ten o’clock A.M.