
The Commonwealth of Massachusetts

JOURNAL OF THE SENATE.



THURSDAY, MAY 12, 2022

JOURNAL OF THE SENATE

Thursday, May 12, 2022.

Met at eight 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).

The Chair (Mr. DiDomenico), 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 Massachusetts State House Press Association (pursuant to Joint Rule 32) submitting a list of additional legislative reporters who constitute the Massachusetts State House Press Association and the State House Broadcasters Association (received May 9, 2022); and

SHPA,-- updated membership.
SD3154

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 3rd quarter of fiscal year 2022 (received May 10, 2022).

CTR,-- quarterly revenue report.
SD3156

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 MCI Norfolk (received May 9, 2022);

DPH,-- facility inspection.
SD3155

Report of the Water Resources Commission (pursuant to Section 8C of Chapter 21 of the General Laws) submitting its report of the findings, justifications and decision relating to the approval of the Auburn Water District's request for an interbasin transfer (received May 10, 2022); and

WRC,-- AWD ITA report.
SD3157

Report of the Massachusetts Gaming Commission (pursuant to Section 70 of Chapter 23K of the General Laws) submitting its fiscal year 2021 annual report (received May 11, 2022).

MGC,-- annual report.
SD3159

Petition.

Mr. Tarr presented a petition (accompanied by bill, Senate, No. 2876) of Bruce E. Tarr and Jamie Zahlaway Belsito (by vote of the town) for legislation to authorize the appointment of retired police officers as special police officers in the town of Rowley [Local approval received];

Rowley,-- police officers.

**Referred, under Senate Rule 20, to the committee on Public Service.
Sent to the House for concurrence.**

Reports of Committees.

By Mr. Rodrigues, for the committee on Ways and Means, that the House Bill making appropriations for the fiscal year 2023 for the maintenance of the departments, boards,

General appropriations bill.

UNCORRECTED PROOF.

commissions, institutions and certain activities of the commonwealth, for interest, sinking fund and serial bond requirements and for certain permanent improvements (House, No. 4701),-- ought to pass, with an amendment striking out all after the enacting clause and inserting in place thereof the text of Senate document numbered 4.

Direct Appropriation: \$49,660,280,806.
Retained Revenue Authorization:\$727,310,790.
Total:.....\$50,387,591,596.

Pursuant to an order previously adopted, the bill was placed in the Orders of the Day for Tuesday, May 24, 2022, for a second reading with the amendment pending.

By Mr. Brady, for the committee on Public Service, on Senate, Nos. 1670 and 1701, an Order relative to authorizing the joint committee on Public Service to make an investigation and study of certain current Senate documents relative to public service matters (Senate, No. 2874);

Public Service committee,-- study.

Referred, under Joint Rule 29, 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 rest homes (Senate, No. 407);

Rest homes,-- regulations.

By the same Senator, for the same committee, on Senate, No. 418 and House, No. 745, a Bill relative to expanding the availability of personal care homes for older adults (Senate, No. 418); and

Personal care homes,-- seniors.

By the same Senator, for the same committee, on Senate, No. 397 and House, No. 747, a Bill relative to the program of all-inclusive care for the elderly (Senate, No. 2873);

Seniors,-- PACE programs.

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

PAPERS FROM THE HOUSE.

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

Petition (accompanied by bill, House, No. 4764) of Kenneth I. Gordon and Cindy F. Friedman (by vote of the town) relative to town meetings in the town of Burlington; and

Burlington,-- town meeting.

Petition (accompanied by bill, House, No. 4765) of Kenneth I. Gordon (by vote of the town) relative to incumbent town meeting members in the town of Burlington;

Id.

Severally to the committee on Election Laws.

Petition (accompanied by bill, House, No. 4766) of Carole A. Fiola and Michael J. Rodrigues (with the approval of the mayor and city council) relative to the appointment of special police officers in the city of Fall River; and

Fall River,-- special police officers.

Petition (accompanied by bill, House, No. 4767) of James M. Kelcourse (with the approval of the mayor and city council) that the city of Newburyport be authorized to continue the employment of Charles Vorderis, a police officer in said city;

Newburyport,-- police officer.

Severally to the committee on Public Service.

Petition (accompanied by bill, House, No. 4768) of Mathew J. Muratore, Susan L. Moran and Kathleen R. LaNatra (by vote of the town) that town of Plymouth be authorized to provide for a certain payment in lieu of tax agreement in said town;

Plymouth,-- payment.

To the committee on Revenue.

A Bill protecting research animals (House, No. 901,-- on Senate, No. 613 and House, Nos. 890 and 901),-- **was read and, under Senate Rule 26, referred to the committee on Rules.**

Research animals,-- protections.

UNCORRECTED PROOF.

Bills

To establish a surcharge on specific commercial development activities in the town of Lexington for the purpose of funding the creation of community housing in the town of Lexington (House, No. 3891,-- on petition) [Local approval received];

Lexington,--
commercial
development surcharge.

Authorizing the town of Whately to continue the employment of Edwin Zaniewski (House, No. 4206,-- on petition) [Local approval received]; and

Edwin Zaniewski,--
employment.

Relative to the appointment of police officers in the town of Plymouth (House, No. 4258,-- on petition) [Local approval received];

Plymouth,-- police
officers.

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

Emergency Preamble Adopted.

An engrossed Bill establishing a sick leave bank for Maria A. Conti, an employee of the Massachusetts Department of Transportation (see House, No. 4523), 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.

Maria A. Conti,--
sick leave.

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

Resolutions.

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

Resolutions (filed by Mr. Pacheco) “congratulating the Pilgrim Congregational Church of Taunton on 200 years of service”; and

Pilgrim Congregational
Church of Taunton.

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

Trevor Peterson.

Matters Taken Out of the Orders of the Day.

The following matters were taken out of the Orders of the Day and considered as follows:

The Senate Bill amending the Newbury general by-laws from board of selectmen to select board (Senate, No. 2451),-- was read a third time.

Newbury,-- select
board.

Pending the question on passing the bill to be engrossed, Mr. Tarr presented an amendment substituting a new draft entitled “An Act changing the name of the board of selectmen in the town of Newbury to the select board” (Senate, No. 2875).

The amendment was adopted.

The bill (Senate, No. 2875) was then passed to be engrossed.

Sent to the House for concurrence.

The House Bill further regulating the filling of vacancies on the city council of the city of Springfield (House, No. 4223) (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.**

Springfield,-- city
council.

The House Bill directing the police department of the city of Boston to waive the maximum age requirement for police officers for Daniel Flores (House, No. 4233) (its title having been changed by the committee on Bills in the Third Reading),-- **was read a third**

Boston,-- Daniel
Flores.

time and passed to be engrossed, in concurrence.

PAPERS FROM THE HOUSE.

A petition (accompanied by bill, House, No. 4778) of Peter Capano and Brendan P. Crighton that the Massachusetts Teachers' Retirement Board be authorized to credit Cheryl DiLisio, an employee of Nahant public schools, with certain creditable service,-- was referred, in concurrence, under suspension of Joint Rule 12, to the committee on Public Service.

Cheryl DiLisio,--
creditable service.

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

Bills laid before the
Governor.

Changing the date of the annual town election in the town of Montague (see House, No. 4231); and

Establishing a sick leave bank for Maria A. Conti, an employee of the Massachusetts Department of Transportation (see House, No. 4523).

Order Adopted.

On motion of Mr. O'Connor,--

Time of meeting.

Ordered, That when the Senate adjourns today, it adjourn to meet again on Monday next at eleven o'clock A.M., and that the Clerk be directed to dispense with the printing of a calendar.

On motion of the same Senator, at a quarter past eleven o'clock A.M., the Senate adjourned to meet again on Monday next at eleven o'clock A.M.