

The Commonwealth of Massachusetts

JOURNAL OF THE SENATE.



MONDAY, MAY 16, 2022

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Monday, May 16, 2022.

Met at seven 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.

Communication.

Communication from the Executive Office of Health and Human Services (pursuant to Section 30 of Chapter 22 of the Acts of 2022) submitting its COVID-19 vaccine equity plan 60-day report (received May 13, 2022),-- was placed on file.

EOHHS,-- VEI report. SD3163

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 Suffolk County House of Correction (received May 12, 2022);

DPH,-- facility inspection. SD3160

Report of the Department of Unemployment Assistance (pursuant to Section 14F of Chapter 151A of the General Laws) submitting the May 2022 Unemployment Insurance Trust Fund Report (received May 13, 2022); and

DUA,-- UI trust fund report. SD3161

Report of the State Retiree Benefits Trust Fund Board of Trustees (pursuant to Section 24(f) of Chapter 32A of the General Laws) submitting its budget for fiscal year 2023 (received May 16, 2022).

SRBTF,-- FY23 budget. SD3162

Reports of Committees.

By Ms. Rausch, for the committee on Environment, Natural Resources and Agriculture, on petition (accompanied by bill, Senate, No. 511), an Order relative to authorizing the joint committee on Environment, Natural Resources and Agriculture to make an investigation and study of a certain current Senate document relative to recreation on private tidelands (Senate, No. 2878);

Environment, Natural Resources and Agriculture committee,-- study.

By the same Senator, for the same committee, on petition (accompanied by bill, Senate, No. 533), an Order relative to authorizing the joint committee on Environment, Natural Resources and Agriculture to make an investigation and study of a certain current Senate document to promote economic opportunities for cottage food entrepreneurs (Senate, No. 2879) [Senator Fattman dissenting]; and

Id.

By Ms. Jehlen, for the committee on Labor and Workforce Development, on petition (accompanied by bill, Senate, No. 1205), an Order relative to authorizing the joint committee on Labor and Workforce Development to make an investigation and study of a certain current Senate document establishing fairness for agricultural workers (Senate, No. 2881);

Labor and Workforce Development committee,-- study.

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

UNCORRECTED PROOF.

By Ms. Rausch, for the committee on Environment, Natural Resources and Agriculture, on Senate, Nos. 495 and 502 and House, Nos. 860, 967 and 1007, a Bill advancing food and agricultural equity in the commonwealth (Senate, No. 2880); and

Agricultural equity.

By Ms. Jehlen, for the committee on Labor and Workforce Development, on Senate, No. 1212 and House, No. 2010, a Bill to promote equity for employees who take leave for the birth, adoption, or placement for a foster child (Senate, No. 2882);

Employee leave,--
foster child.

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

Placed on File.

Mr. Lewis, for the committee on Education, on the report of the Department of Elementary and Secondary Education (pursuant to Section 1J(a) of Chapter 69 of the General Laws) submitting its proposed amendment to 603 CMR 2.03: Accountability and assistance for all districts and schools (Senate, No. 2829),-- **reported, recommending that the same be placed on file.**

DESE,-- CMR
amendment.

Under Senate Rule 36, the report was considered forthwith and was accepted. Sent to the House for concurrence.

PAPERS FROM THE HOUSE.

A petition (accompanied by bill, House, No. 4779) of Linda Dean Campbell (with the approval of the mayor and city council) for legislation to further regulate the assistant clerk of the council of the city of Methuen,-- **was referred, in concurrence, to the committee on Municipalities and Regional Government.**

Methuen,-- assistant
clerk.

A Bill changing the board of selectmen of the town of Milford to a select board (House, No. 4556,-- on petition) [Local approval received],-- **was read and, under Senate Rule 26, placed in the Orders of the Day for the next session.**

Milford,-- select
board.

Resolutions.

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

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

Thomas Oberlander.

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 House Bill establishing a select board in the town of Bolton (House, No. 4198),-- **was read a third time and passed to be engrossed, in concurrence.**

Bolton,--
select board.

The House Bill further regulating the membership of the historic district commission in the town of Sudbury (House, No. 4313) (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.**

Sudbury,--
historic district
commission.

PAPERS FROM THE HOUSE

Engrossed Bills.

The following engrossed bills (the first 3 of which originated in the Senate), having been certified by the Senate Clerk to be rightly and truly prepared for final passage, were

UNCORRECTED PROOF.

severally passed to be enacted and were signed by the Acting President (Mr. Brownsberger) and laid before the Governor for his approbation, to wit:

Authorizing the town of Millbury to grant an additional license for the sale of all alcoholic beverages not to be drunk on the premises (see Senate, No. 2477);

Exempting Marcel Cuffy and John R. Baker from the maximum age requirements for firefighters in the town of North Andover (see Senate, No. 2498);

Authorizing the town of Mansfield to grant additional licenses for the sale of all alcoholic beverages to be drunk on the premises (see Senate, No. 2591);

Further regulating the filling of vacancies on the city council of the city of Springfield (see House, No. 4223); and

Directing the police department of the city of Boston to waive the maximum age requirement for police officers for Daniel Flores (see House, No. 4233).

Bills laid before the Governor.

A petition (accompanied by bill, House, No. 4787) of Michael J. Finn relative to child welfare protections,-- **was referred, in concurrence, under suspension of Joint Rule 12, to the committee on Children, Families and Persons with Disabilities.**

Child welfare,-- protections.

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 Education be granted until Sunday, May 15, 2022 within which time to make its final report on current Senate documents numbered 288, 312, 317, 319, 320, 339, 358, 362 and 393, and House documents numbered 539, 546, 549, 550, 569, 605, 628, 639, 647, 649, 658, 679, 698, 701, 702 and 4032.

Education,-- extension order.

The rules were suspended, on motion of Mr. O'Connor, and the order was considered forthwith.

Pending the question on adoption of the order, Mr. Lewis presented an amendment in line 2 by striking out the words "Sunday, May 15, 2022" and inserting in place thereof the following words:- "Monday, May 23, 2022".

After remarks, the amendment was adopted.

The order (House, No. 4726), as amended, was then adopted.

Sent to the House for concurrence in the amendment.

Ordered, That, notwithstanding the provisions of Joint Rule 10, the committee on Transportation be granted until Friday, May 13, 2022 within which time to make its final report on current House document numbered 4561.

Transportation,-- extension order.

The rules were suspended, on motion of Mr. O'Connor, and the order was considered forthwith.

Pending the question on adoption of the order, Mr. Crighton presented an amendment in line 2 by striking out the words "Friday, May 13, 2022" and inserting in place thereof the following words:- "Monday, May 23, 2022".

After remarks, the amendment was adopted.

The order (House, No. 4761), as amended, was then adopted.

Sent to the House for concurrence in the amendment.

Ordered, That, notwithstanding the provisions of Joint Rule 10, the committee on Housing be granted until Wednesday, June 15, 2022 within which time to make its final report on current Senate documents numbered 868, 869 and 874, and House documents numbered 1377, 1381, 1436 and 4453.

Housing,-- extension order.

The rules were suspended, on motion of Mr. O'Connor, and, after remarks, the order (House, No. 4776) was considered forthwith; and adopted, in concurrence.

Ordered, That, notwithstanding the provisions of Joint Rule 10, the committee on Housing be granted until Thursday, June 30, 2022 within which time to make its final report on current Senate documents numbered 890 and 891, and House documents numbered 1426, 1434 and 4208.

Id.

The rules were suspended, on motion of Mr. O'Connor, and, after remarks, the order (House, No. 4777) was considered forthwith; and adopted, in concurrence.

Ordered, That, notwithstanding the provisions of Joint Rule 10, the committee on Public Safety and Homeland Security be granted until Wednesday, May 18, 2022 within which time to make its final report on current House documents numbered 2213, 2426, 2430, 2439, 2440, 2447, 2448, 2453, 2470, 2480, 2485, 2489, 2491, 2492, 2494, 2497, 2503, 2504, 2508, 2513, 2515, 2519, 2532, 2535, 2541, 2543, 2545, 3821, 3847, 4037, 4038, 4039, 4080, 4168, 4169 and 4476.

Public Safety and Homeland Security,-- extension order.

The rules were suspended, on motion of Mr. O'Connor, and, after remarks, the order (House, No. 4756) 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., and that the Clerk be directed to dispense with the printing of a calendar.

Time of meeting.

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