

The Commonwealth of Massachusetts

JOURNAL OF THE SENATE.



THURSDAY, SEPTEMBER 29, 2022

JOURNAL OF THE SENATE

Thursday, September 29, 2022.

Met at sixteen 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 Energy Resources (pursuant to Section 12 of Chapter 25A of the General Laws) submitting its proposed amendments to 225 CMR 22.00 and 23.00 - Stretch Energy Code Regulations (received September 22, 2022)-- was placed on file.

DOER,-- CMR amendments. SD3317

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 Berkshire County Jail and House of Correction (received September 26, 2022);

DPH,-- facility inspection. SD3318

Report of the Department of Environmental Protection (pursuant to Section 6J½(g) of Chapter 21H of the General Laws) submitting its Thermostat Recycling Corporation 2021 mercury thermostat report (received September 27, 2022); and

MassDEP,-- mercury thermostat report. SD3320

Report of the Massachusetts Port Authority (pursuant to item 6720-1340 of Section 2C of Chapter 219 of the Acts of 2016) submitting its 2022 annual report on the Paul W. Conley Terminal in South Boston (received September 28, 2022).

Massport,-- Conley Terminal report. SD3322

Petitions.

Petitions were severally presented and referred as follows:

By Mr. Brady, a petition (accompanied by bill, Senate, No. 3119) of Michael D. Brady and David F. DeCoste (by vote of the town) for legislation to change the board of selectmen of the town of Hanover to a select board [Local approval received];

Hanover,-- select board.

Under Senate Rule 20, to the committee on Municipalities and Regional Government.

Sent to the House for concurrence.

By Mr. Cronin, a petition (subject to Joint Rule 12) of John J. Cronin, Natalie M. Higgins and Michael P. Kushmerek for legislation to designate a certain bridge in the city of Leominster as the Honorable John Walter Olver Memorial Bridge,-- under Senate Rule 20, to the committees on Rules of the two branches, acting concurrently.

Leominster,-- bridge designation. SD3319

PAPERS FROM THE HOUSE.

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

Petition (accompanied by bill, House, No. 5315) of Daniel J. Hunt and F. Jay Barrows

Boston,-- Kurt Stokinger.

UNCORRECTED PROOF.

(with the approval of the mayor and city council) that the Boston Retirement Board be authorized to increase the accidental disability retirement allowance payable to Kurt Stokinger, a retired police officer of the city of Boston; and

Petition (accompanied by bill, House, No. 5316) of Frank A. Moran (with the approval of the mayor and city council) that the Lawrence Retirement Board be authorized to retire Carl Farrington, a police officer of the city of Lawrence;

Lawrence,-- Carl
Farrington.

Severally to the committee on Public Service.

A Bill making October 25th Dwarfism Awareness Day in the Commonwealth (House, No. 5321,-- on House, No. 3160),-- **was read and, under Senate Rule 26, referred to the committee on Rules.**

Dwarfism Awareness
Day.

Bills

Relative to representative town meeting in the town of Plymouth (House, No. 4988,- on petition) [Local approval received];

Plymouth,-- hybrid
town meeting.

Relative to the room occupancy excise of the town of Provincetown (House, No. 5083,-- on petition) [Local approval received]; and

Provincetown,--
room occupancy.

Authorizing the city known as the town of West Springfield to grant 7 additional licenses for the sale of alcoholic beverages to be drunk on the premises (House, No. 5253,-- on petition) [Local approval received]

West Springfield,--
liquor licenses.

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

Reports of Committees.

By Ms. Lovely, for the committees on Rules of the two branches, acting concurrently, that Joint Rule 12 be suspended on the Senate petition of Edward J. Kennedy, Vanna Howard and Rady Mom for legislation relative to real property in Lowell.

Lowell,-- real
property.
SD3303

Senate Rule 36 was suspended, on motion of Mr. O'Connor, and the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on State administration and Regulatory Oversight.

Sent to the House for concurrence.

Matters Taken Out of the Orders of the Day.

There being no objection, the following matters were taken out of the Orders of the Day and considered as follows:

The House Bill authorizing Saugus town meeting to adopt a process to allow non-binding resolutions (House, No. 5067) (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.**

Saugus,-- non-
binding resolutions.

The House Bill authorizing the town of West Stockbridge to continue the employment of Steven Traver (House, No. 4297),-- was read a third time.

West Stockbridge,--
Steven Travers.

Pending the question on passing the bill to be engrossed, Mr. Hinds presented an amendment (the amendment having been filed prior to his resignation on Sunday, September 25, 2022) in section 1, by striking out, in lines 6 and 7, the words “; provided further, that, if requested, Steven Traver shall” and inserting in place thereof the following words:- “. The town may require, at its own expense, that Steven Traver”; and

By striking out, in lines 8 to 11, inclusive, the words “; and, provided further, that deductions shall continue to be made from the regular compensation of Steven Traver

UNCORRECTED PROOF.

pursuant to chapter 32 of the General Laws while Steven Traver is employed as chief of the fire department, in accordance with all applicable laws” and inserting in place thereof the following words:- “. No further deductions shall be made from the regular compensation of Steven Traver pursuant to chapter 32 of the General Laws for any service subsequent to the date on which he reaches the age of 65”.

The amendment was adopted.

The bill, as amended, was then passed to be engrossed, in concurrence, with the amendment.

Sent to the House for concurrence in the amendment.

PAPERS FROM THE HOUSE.

Engrossed Bill.

The following engrossed bill (which originated in the House), having been certified by the Senate Clerk to be rightly and truly prepared for final passage, was passed to be enacted and was signed by the Acting President (Mr. Collins) and laid before the Governor for his approbation, to wit:

Authorizing the town of Milford to grant an additional license for the sale of all alcoholic beverages not to be drunk on the premises (see House, No. 4663);

Bill laid before the Governor.

A petition (accompanied by bill, House, No. 5327) of Alyson M. Sullivan and Michael D. Brady for legislation to establish a sick leave bank for Molly Shahvari, an employee of the Office of Medicaid,-- **was referred in concurrence, under suspension of Joint Rule 12, to the committee on Public Service.**

Molly Shahvari,-- sick leave.

Order Adopted.

On motion of Mr. O’Connor,--

Ordered, That when the Senate adjourns today, it adjourn to meet again on Monday next at eleven o’clock A.M.

Time of meeting.

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